

FEDERAL REGISTER

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
OF THE UNITED STATES
1934

VOLUME 25
NUMBER 157

Washington, Friday, August 12, 1960

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Rules and Regulations

Title 7—AGRICULTURE

Chapter VIII—Commodity Stabilization Service (Sugar), Department of Agriculture

SUBCHAPTER B—SUGAR REQUIREMENTS AND QUOTAS

[Sugar Reg. 815, Amdt. 1]

PART 815—ALLOTMENT OF THE DIRECT CONSUMPTION PORTION OF 1960 MAINLAND SUGAR QUOTA FOR PUERTO RICO

Basis and purpose. This amendment is issued under section 205(a) of the Sugar Act of 1948, as amended (hereinafter called the "act") for the purpose of amending Sugar Regulation 815 (25 F.R. 2006), which established allotments of the direct-consumption portion of the 1960 mainland quota for Puerto Rico.

This amendment of S.R. 815 is necessary to: (1) Give effect to Amendment 4 of Sugar Regulation 811 (25 F.R. 7355) which established the direct-consumption portion of the 1960 mainland quota for Puerto Rico of 154,403 short tons, raw value, a quantity 15,242 tons greater than the 139,161 short tons, raw value, previously allotted and to allot the larger quantity in accordance with findings heretofore made and (2) determine deficits in allotments and prorate such deficits to other allottees to the extent they are able to utilize additional allotments.

Pursuant to Finding (10) of Sugar Regulation 815 (25 F.R. 2006) notice was given to the Department by each allottee of his maximum ability to market direct-consumption sugar within the 1960 mainland quota for Puerto Rico as follows, in short tons, raw value: Central Aguirre Sugar Company, 0; Central Roig Refining Co., 22,000; Central San Francisco, 1,625; Puerto Rican American Sugar Refinery, Inc., 108,500; and Western Sugar Refining Company, 26,000. Each allottee released his right to any allotment in excess of such maximum ability.

Deficits in allotments were determined as follows: Central Aguirre Sugar Company 7,500 tons, Central Roig Refining Company 1,492 tons, and Central San Francisco 59 tons. Pursuant to Finding (11) of Sugar Regulation 815 allotments of such deficits totaling 9,051 tons were prorated to other allottees on the basis of allotments otherwise established, but limited to their ability, as follows: Puerto Rican American Sugar Refinery, Inc., 7,636 tons; and Western Sugar Refining Company 1,415 tons. Since the total of allotment deficits released by allottees can be fully utilized by other allottees, no quantity was allotted to the reserve for "All other persons".

Findings heretofore made by the Secretary in the course of this proceeding (25 F.R. 2006) provide that this order

shall be revised without further notice or hearing for the purposes indicated above and such findings set forth the procedure for the revision of allotments.

Accordingly, allotments are herein established on the basis of and consistent with such findings.

Effective date. It is hereby determined and found that compliance with the 30-day effective date requirement of the Administrative Procedure Act (60 Stat. 237) is impracticable and contrary to the public interest and, consequently, the amendment made herein shall become effective upon publication in the FEDERAL REGISTER.

Order. Pursuant to the authority vested in the Secretary of Agriculture by section 205(a) of the act, it is hereby ordered that paragraph (a) of § 815.1 be amended to read as follows:

§ 815.1 Allotment of the direct-consumption portion of 1960 mainland sugar quota for Puerto Rico.

(a) **Allotments.** The direct-consumption portion of the 1960 sugar quota for Puerto Rico, amounting to 154,403 short tons, raw value, is hereby allotted as follows:

<i>Direct-consumption allotment (short tons, raw value)</i>	
Allottee:	
Central Roig Refining Co.....	22,000
Central San Francisco.....	1,625
Puerto Rican American Sugar Rfy., Inc.....	104,778
Western Sugar Refining Co.....	26,000
All other persons.....	0
Total.....	154,403

(Sec. 403, 61 Stat. 932; 7 U.S.C. 1153. Interprets or applies secs. 205, 209; 61 Stat. 926, 928; 7 U.S.C. 1115, 1119)

Done at Washington, D.C., this 9th day of August 1960.

LAWRENCE MYERS,
Director, Sugar Division,
Commodity Stabilization Service.

[F.R. Doc. 60-7548; Filed, Aug. 11, 1960; 8:50 a.m.]

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[Grapefruit Reg. 326]

PART 933—ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Limitation of Shipments

§ 933.1015 Grapefruit Regulation 326.

(a) **Findings.** 1. On July 26, 1960, notice of proposed rule making was published in the FEDERAL REGISTER (25 F.R. 7061) regarding a proposed limitation of shipments of grapefruit, grown in the production area, during the period August 15, 1960, through September 11, 1960, pursuant to the marketing agreement, as amended, and Order No. 33,

as amended (7 CFR Part 933), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). After consideration of all relevant matters presented, including the proposals set forth in the aforesaid notice, which were submitted by the Growers Administrative Committee (established pursuant to the amended marketing agreement and order), and other available information, it is hereby found that the limitation of shipments of grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

2. It is hereby found that good cause exists for not postponing the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011). Shipments of all grapefruit, grown in the production area, are presently subject to regulation by grades and sizes, pursuant to the amended marketing agreement and order; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after an open meeting of the Growers Administrative Committee on May 24, 1960; such meeting was held to consider recommendations for regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including the effective time hereof, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such grapefruit; a notice that consideration was being given to issuing the regulation recommended by the committee was published in the FEDERAL REGISTER, and interested persons were afforded an opportunity to submit their views; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of grapefruit, and compliance with this section will not require any special preparation on the part of the persons subject thereto which cannot be completed by the effective time hereof.

(b) **Order.** 1. Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order; and terms relating to grade, diameter, standard pack, and standard box, as used herein, shall have the same meaning as is given to the respective term in the United States Standards for Florida Grapefruit (§§ 51.750-51.790 of this title); and the term "mature" shall have the same

meaning as set forth in section 601.16 Florida Statutes, Chapters 26492 and 28090, known as the Florida Citrus Code of 1949, as supplemented by section 601.17 (Chapters 25149 and 28090) and also by section 601.18, as amended June 22, 1955 (Chapter 29760).

2. During the period beginning at 12:01 a.m., e.s.t., August 15, 1960, and ending at 12:01 a.m., e.s.t., September 12, 1960, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico:

(i) Any grapefruit, grown in the production area, which are not mature and do not grade at least U.S. No. 1: *Provided*, That such grapefruit which grade U.S. No. 1 Russet, U.S. No. 2 Bright, U.S. No. 2, or U.S. No. 2 Russet, may be shipped if such grapefruit meet the requirements as to form (shape) and color specified in the U.S. No. 1 grade;

(ii) Any seeded grapefruit, grown in the production area, which are smaller than $3\frac{1}{16}$ inches in diameter, measured midway at a right angle to a straight line running from the stem to the blossom end of the fruit, except that a tolerance of 10 percent, by count, of seeded grapefruit smaller than such minimum size shall be permitted, which tolerance shall be applied in accordance with the provisions for the application of tolerances, specified in said United States Standards for Florida Grapefruit; or

(iii) Any seedless grapefruit, grown in the production area, which are smaller than $3\frac{1}{16}$ inches in diameter, measured midway at a right angle to a straight line running from the stem to the blossom end of the fruit, except that a tolerance of 10 percent, by count, of seedless grapefruit smaller than such minimum size shall be permitted, which tolerance shall be applied in accordance with the provisions for the application of tolerances, specified in said United States Standards for Florida Grapefruit.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: August 9, 1960.

FLOYD F. HEDLUND,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 60-7544; Filed, Aug. 11, 1960; 8:49 a.m.]

PART 1003—DOMESTIC DATES PRODUCED OR PACKED IN DESIGNATED AREA OF CALIFORNIA

Subpart—Administrative Rules and Regulations

MISCELLANEOUS AMENDMENTS

Notice was published in the July 23, 1960, issue of the FEDERAL REGISTER (25 F.R. 7034) that consideration was being given to a proposed amendment of §§ 1003.145 and 1003.155 of the administrative rules and regulations, as amended (Subpart Administrative Rules and Regulations; §§ 1003.100-1003.165). Such rules and regulations are effective pursuant to, and for operations under, Marketing Agreement No. 127, as

amended, and Order No. 103, as amended (7 CFR Part 1003), regulating the handling of domestic dates produced or packed in a designated area of California (hereinafter referred to collectively as the "order"). The order is effective pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), hereinafter referred to as the "act". The proposed amendment was recommended by the Date Administrative Committee, established under the order.

The amendatory action is intended to assist handlers to develop export outlets for California dates. It approves, subject to certain restrictions and conditions, countries to which restricted dates may be exported, provides for the identification of the restricted dates which are to be exported, and specifies particular containers that may be used and quality requirements for the dates. The said notice afforded interested parties the opportunity to file written data, views, or arguments with respect to the proposal; and comments were received.

After consideration of all relevant matters presented, including the proposal set forth in the notice, it is hereby found that to amend, as hereinafter set forth, present §§ 1003.145 and 1003.155 of the administrative rules and regulations will tend to effectuate the declared policy of the act.

Therefore, it is ordered, That §§ 1003.145(c)(1) and 1003.155(a) of the administrative rules and regulations, as amended (Subpart—Administrative Rules and Regulations; §§ 1003.100-1003.165), shall be, and they hereby are, amended in the following respects:

1. Amend the provisions of § 1003.145 (c)(1)(i) by deleting the first word and substituting therefor: "Except for dates to be disposed of through exportation and which are identified in conformity to the requirements prescribed in subdivision (iv) of this subparagraph, each".

2. Amend the provisions of § 1003.145 (c)(1) by adding new subdivision (iv):

(iv) Each handler shall mark all shipping containers (not including subcontainers) of dates for export pursuant to § 1003.55 in such manner as to indicate the appropriate lot number, and, except for exports to Mexico, the name of the handler or distributor. Such markings on shipping containers shall be legible and not less than five-sixteenths ($\frac{5}{16}$) inch in height on shipping containers exceeding five pounds net weight and not less than one-eighth ($\frac{1}{8}$) inch in height on all shipping containers of five pounds net weight or less. All shipping containers of dates to be exported to Mexico also shall be marked by the handler, "EXPORT MEXICO", and such markings shall be legible and not less than three-fourths ($\frac{3}{4}$) inch in height on shipping containers exceeding five pounds net weight and not less than one-eighth ($\frac{1}{8}$) inch in height on all shipping containers of five pounds net weight or less. The marking shall be done prior to or at the time the dates are inspected. Prior to such marking, the handler shall remove, delete or obliterate from each such container any

former identifying marks other than those herein authorized. Upon the dates being inspected and certified as meeting the applicable grade and size requirements prescribed in, or pursuant to, §§ 1003.39, 1003.40, and 1003.155, the shipping containers shall, except those of dates destined for Mexico, be marked or otherwise identified by, or under the supervision of, the inspection agency with the date of inspection, the insignia or name of inspection agency, and the words "103-EXPORT".

3. Amend the provisions of § 1003.155 (a) to read as follows:

(a) *By export.* (1) The export of restricted dates to the following countries is approved pursuant to § 1003.55: Mexico and, subject to the conditions herein specified, all other countries not included in the annual determination of trade demand pursuant to § 1003.34 and not specified in connection with the annual establishment of volume percentages pursuant to § 1003.44. Except for dates exported to Mexico, such dates shall be (i) inspected and certified prior to export as meeting all of the requirements pursuant to §§ 1003.39 and 1003.40 for free dates, (ii) packed prior to export in cartons, not including bags, each having a net weight content of eight, ten or twelve ounces, or in containers having a net weight content of not less than ten pounds, and (iii) clearly marked for export at the time of shipment and shall move directly from the handler to the country of destination. If the conditions in the foregoing sentence are not complied with, the export shipment of any dates to such countries other than Mexico shall be considered to be an export shipment of free dates and subject to requirements applicable to free dates. The provisions of this subparagraph shall not be construed as prohibiting the dates packed in the prescribed cartons or containers from being placed in larger shipping containers.

(2) Upon exporting dates to Mexico, each handler shall furnish to the committee, on DAC Form 11a, a certification to the committee and the United States Department of Agriculture that such dates will not re-enter the United States or be reshipped to Canada or any other country. Such certificate shall state: (i) The name of the handler; (ii) the date of shipment; (iii) the customs permit, passport or border crossing number of the person moving the dates into export; (iv) the quantity and variety of dates included in the shipment; (v) the number of the DAC Form No. 8 report covering the shipment as required by § 1003.164; (vi) the truck license number; (vii) the destination of the dates; (viii) the location of border crossing station through which such dates will be transported; and (ix) the name and address of the Mexican importer. The certificate shall be signed by the handler or by his authorized agent and the person moving the dates into export. It may constitute the proof of exportation which the handler is required to submit pursuant to § 1003.164. The original copy of the certificate shall be forwarded by the handler to the committee on the day of sale, the duplicate shall accom-

pany the shipment and shall be surrendered to the United States Customs Service at the Mexican border, and the triplicate shall be retained by the handler.

It is hereby further found that good cause exists for not postponing the effective date hereof until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that: (1) This action will permit the wider exportation of restricted dates; (2) it is necessary that this amendment become effective promptly so that it may be applicable to remaining supplies of restricted dates of the 1959 production; (3) handlers are aware that the proposed amendatory action permitting wider exportation of restricted dates has been under consideration; and (4) in such circumstances, handlers need no additional advance notice to prepare for operations thereunder. This amendment should, therefore, be made effective upon publication in the FEDERAL REGISTER.

(Sec. 5, 49 Stat. 753, as amended; 7 U.S.C. 608c)

Dated: August 9, 1960, to become effective upon publication in the FEDERAL REGISTER.

FLOYD F. HEDLUND,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 60-7545; Filed, Aug. 11, 1960; 8:49 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter II—Civil Aeronautics Board

SUBCHAPTER A—ECONOMIC REGULATIONS

[Reg. ER-312; Amdt. 1]

PART 295—TRANSATLANTIC CHARTER TRIPS

Charter Costs

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 8th day of August 1960.

The purpose of this amendment is to clarify § 295.33 of Part 295, Transatlantic Charter Trips (14 CFR Part 295).

Since the adoption of Part 295 on June 29, 1960, it has come to the Board's attention that there is some question as to the interpretation of § 295.33 with respect to (1) whether children under two years of age may be transported free on charter flights; and (2) whether Board approval must be obtained in order to permit transportation of children under twelve years of age at a charge less than the equally prorated charge.

The Board has reviewed § 295.33 and concludes that an amendment thereof should be adopted so as to clarify the Board intention in these respects.

Since this amendment is clarifying in nature and imposes no additional burden on any person, the Board finds that

notice and public procedure are unnecessary and not in the public interest.

In consideration of the foregoing, the Civil Aeronautics Board amends § 295.33 of the Economic Regulations (14 CFR 295.33) effective September 9, 1960, to read as follows:

§ 295.33 Charter costs.

(a) The costs of charter flights shall be prorated equally among all charter passengers and no charter passenger shall be allowed free transportation; except that (1) children under twelve years of age may be transported at a charge less than the equally prorated charge; (2) children under two years of age may be transported free of charge. In case of any other unequal division of charges the application for exemption must contain a statement justifying the unequal division and prior approval thereof by the Board must be obtained.

(Sec. 204(a), 72 Stat. 743; 49 U.S.C. 1324. Interpret or apply sec. 416(b), 72 Stat. 771; 49 U.S.C. 1386)

Effective: September 9, 1960.

Adopted: August 8, 1960.

By the Civil Aeronautics Board.

[SEAL] ROBERT C. LESTER,
Secretary.

[F.R. Doc. 60-7537; Filed, Aug. 11, 1960; 8:48 a.m.]

Chapter III—Federal Aviation Agency

SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Airspace Docket No. 60-WA-92]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Modification of Federal Airway, Associated Control Areas and Reporting Points

On June 9, 1960, a notice of proposed rule making was published in the FEDERAL REGISTER (25 F.R. 5155) stating that the Federal Aviation Agency proposed to modify VOR Federal airway No. 5 between Jacksonville, Fla., and Chattanooga, Tenn.; designate the Baxley, Ga., intersection; and revoke Coffee, Ga., intersection as Domestic VOR reporting points.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530)

and for the reasons stated in the Notice, the following actions are taken:

1. Section 600.6005 (25 F.R. 6517) is amended to read:

§ 600.6005 VOR Federal airway No. 5 (Jacksonville, Fla., to London, Ont.).

From the Jacksonville, Fla., VORTAC 319° True and the Alma VOR 148° True radials; Alma, Ga., VOR, including a W alternate; Macon, Ga., VORTAC; McDonough, Ga., VOR, including an E alternate from the Jacksonville VORTAC to the McDonough VOR via the INT of the Jacksonville VORTAC 334° True and the Dublin VOR 137° True radials, the Dublin, Ga., VOR, and the INT of the Dublin VOR 330° True and the McDonough VOR 122° True radials; Chattanooga, Tenn., VORTAC, including an E alternate via the INT of the McDonough VOR 345° True and the Chattanooga VORTAC 118° True radials; Nashville, Tenn., VORTAC, including an E alternate via the INT of the Chattanooga VORTAC 333° True and the Nashville VORTAC 117° True radials; Bowling Green, Ky., VOR; New Hope, Ky., VOR, including an E alternate from the Nashville VORTAC to the New Hope VOR via the INT of the Nashville VORTAC 029° True and the New Hope VOR 202° True radials; Louisville, Ky., VORTAC; Cincinnati, Ohio, VORTAC; INT of the Cincinnati VORTAC 045° True and the Appleton VORTAC 244° True radials; Appleton, Ohio, VORTAC; Mansfield, Ohio, VORTAC; Cleveland, Ohio, VORTAC; to the London, Ont., VOR.

2. Section 601.6005 (25 F.R. 6517) is amended to read:

§ 601.6005 VOR Federal airway No. 5 control areas (Jacksonville, Fla., to London, Ont.).

All of VOR Federal airway No. 5 including a W alternate and E alternates, but excluding the airspace between the main airway and its E alternate from the Jacksonville, Fla., VORTAC to the McDonough, Ga., VOR.

§ 601.7001 [Amendment]

3. In the text of § 601.7001 (14 CFR 601.7001):

(a) "Coffee INT: The INT of the Jacksonville, Fla., VOR 334° T and the Alma, Ga., VOR 009° T radials." is deleted.

(b) "Baxley INT: The INT of the Jacksonville, Fla., VORTAC 334° True and the Alma, Ga., VOR 035° True radials." is added.

These amendments shall become effective 0001 e.s.t., December 15, 1960.

(Secs. 307(a) and 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C. on August 8, 1960.

D. D. THOMAS,
Director, Bureau of
Air Traffic Management.

[F.R. Doc. 60-7509; Filed, Aug. 11, 1960; 8:45 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 55195]

PART 10—ARTICLES CONDITION- ALLY FREE, SUBJECT TO A RE- DUCED RATE, ETC.

Collection of Duties on Personal Effects

Jewelry and similar articles of personal adornment having a value of \$300 or more of a person who is not a returning resident and automobiles, trailers, etc., of such a person passed free of duty under paragraph 1798(b) (1) or (2), Tariff Act of 1930, as amended, and articles passed free of duty under the \$300 exemption accorded returning residents under paragraph 1798(c) (2) (B), Tariff Act of 1930, as amended, are subject to the payment of the customs duties that would have been payable at the time of importation, when such articles are sold within certain periods after importation if the forfeiture of such articles (or their value) is to be avoided.

The regulations now provide that payment of duties must be made to the collector of customs at the port of importation.

To facilitate the payment of such duties, §§ 10.17(m) and 10.18(d), Customs Regulations, are amended to permit the payment of the duties to the collector of customs at the port most convenient to the person paying such duties.

The second sentence of § 10.17(m) is amended by substituting "a collector of customs" for "the collector of customs at the port of importation" so that the sentence will read as follows: "If any article admitted free of duty under the \$300 exemption is sold within 3 years after the date of its importation without prior payment to a collector of customs of the duty which would have been payable at the time of entry if the article had been entered without the benefit of paragraph 1798(c) (2) (B), Tariff Act of 1930, as amended, such article, or its value (to be recovered from the importer), shall be subject to forfeiture."

The first sentence in § 10.18(d) is amended by substituting "a collector of customs" for "the collector of customs at the port of importation" so that the sentence will read as follows: "If any jewelry or similar articles of personal adornment having a value of \$300 or more which have been exempted from duty under paragraph 1798(b) (1), Tariff Act of 1930, as amended, are sold within 3 years after the date of importation, or if any article which has been exempted from duty under paragraph 1798(b) (2), Tariff Act of 1930, as amended, is sold within 1 year after the date of importation, without prior payment to a collector of customs of the duty which would have been payable at the time of entry if the article had been entered without the benefit of the said paragraph 1798(b) (1) or (2), such article, or its value (to be recovered from the importer), shall be subject to forfeiture in accordance with the provisions of

paragraph 1798(g), Tariff Act of 1930, as amended. 28b"

(Sec. 201 (par. 1798), 46 Stat. 683, as amended; 19 U.S.C. 1201 (par. 1798))

[SEAL] D. B. STRUBINGER,
Acting Commissioner of Customs.

Approved: August 4, 1960.

A. GILMORE FLUES,
Acting Secretary of the Treasury.

[F.R. Doc. 60-7539; Filed, Aug. 11, 1960;
8:48 a.m.]

[T.D. 55194]

PART 10—ARTICLES CONDITION- ALLY FREE, SUBJECT TO A RE- DUCED RATE, ETC.

PART 13—EXAMINATION AND MEASUREMENT OF CERTAIN PRODUCTS

Wool and Hair of the Camel

Paragraph 1101(b) of the Tariff Act of 1930, as amended, provides for the entry free of duty of certain wool or hair to be used in the manufacture of the articles enumerated therein. Public Law 86-557, approved June 30, 1960, amended this provision to add "papermakers' felts" as an article which may be manufactured under bond from such imported wool or hair. Accordingly, the first sentence of § 10.91(b) and footnote 83 appended to § 10.91(a) are amended by inserting "papermakers' felts," immediately after "press cloth."

(Sec. 1 (par. 1101), 46 Stat. 646, as amended;
19 U.S.C. 1001 (par. 1101))

Pursuant to Public Law 86-557, the foregoing amendments are effective with respect to papermakers' felts manufactured from imported wool or hair entered, or withdrawn from warehouse, for consumption on or after July 30, 1960.

Footnote 7 appended to § 13.16 quotes paragraph 1101(c) (5) of the tariff act. In conformance with an amendment of paragraph 1101(c) (5) by Public Law 86-557, footnote 7 is amended to read as follows:

"The standards for determining grades of wools shall be those which are established from time to time by the Secretary of Agriculture pursuant to law and which are in effect on the date of importation of the wools." (Tariff Act of 1930, par. 1101(c) (5), as amended, 19 U.S.C. 1001, par. 1101(c) (5).)

(Sec. 624, 46 Stat. 759; 19 U.S.C. 1624)

[SEAL] D. B. STRUBINGER,
Acting Commissioner of Customs.

Approved: August 4, 1960.

A. GILMORE FLUES,
Acting Secretary of the Treasury.

[F.R. Doc. 60-7538; Filed, Aug. 11, 1960;
8:48 a.m.]

[T.D. 55196]

PART 24—CUSTOMS FINANCIAL AND ACCOUNTING PROCEDURE

Reimbursable Services; Reimburse- ment of Expenses

The purpose of this amendment is to provide in the Customs Regulations,

§ 24.17(a) (11), for uniform charges for customs supervision performed in accordance with §§ 15.2, 15.3(b) and 15.10 of these regulations.

Section 24.17(a) (11) is amended to read as follows:

(11) When a customs officer or employee is assigned to supervise examination, sampling, weighing, repacking, segregation, or other operation on merchandise in accordance with §§ 8.5(b), 15.2, 15.3(b) and 15.10 of this chapter, the compensation and other expenses of such officer or employee shall be reimbursed to the Government by the party-in-interest except when a warehouse proprietor is liable therefor.

(R.S. 161, as amended, 251, sec. 501, 65 Stat. 290, sec. 624, 46 Stat. 759; 5 U.S.C. 22, 140, 19 U.S.C. 66, 1624)

Notice of the proposed issuance of the foregoing amendment was published in the FEDERAL REGISTER on June 9, 1960 (25 F.R. 5153), pursuant to section 4 of the Administrative Procedure Act (5 U.S.C. 1003). No data, views, or arguments relating thereto were received. The amendments as set forth above are hereby adopted effective 30 days after the date of publication in the FEDERAL REGISTER.

[SEAL] D. B. STRUBINGER,
Acting Commissioner of Customs.

Approved: August 4, 1960.

A. GILMORE FLUES,
Acting Secretary of the Treasury.

[F.R. Doc. 60-7540; Filed, Aug. 11, 1960;
8:49 a.m.]

Title 31—MONEY AND FINANCE: TREASURY

Chapter II—Fiscal Service, Depart- ment of the Treasury

SUBCHAPTER B—BUREAU OF THE PUBLIC DEBT

[1960 Department Circular 1008, 1st
Revision]

PART 338—REGULATIONS GOVERN- ING TREASURY SAVINGS STAMP AGENTS FOR THE SALE OF UNITED STATES SAVINGS STAMPS AT SCHOOLS¹

AUGUST 5, 1960.

Department Circular No. 1008, dated April 25, 1958 (31 CFR Part 338) is hereby revised to read as follows:

- Sec.
- 338.1 Authority for this part.
 - 338.2 Eligibility for applying for agency.
 - 338.3 Qualification of agents.
 - 338.4 Responsibility of agents.
 - 338.5 Scope of authority of Treasury Savings Stamp Agent.
 - 338.6 Stamps may be obtained without prepayment.
 - 338.7 Bases for agents obtaining stamps.
 - 338.8 Accounting for stamps obtained without prepayment.
 - 338.9 Records and reports, preparation, maintenance and destruction by agents.

¹This is to facilitate the carrying out of the Treasury's School Savings Program as administered by the Savings Bonds Division of the Treasury Department.

- Sec.
 338.10 Losses in transportation.
 338.11 Action by postmasters in connection with an agent's failure to account.
 338.12 Termination of an agent's qualification.
 338.13 Continuation of existing qualifications of stamp agents.
 338.14 Miscellaneous.

AUTHORITY: §§ 338.1 to 338.14 issued under 49 Stat. 21, as amended, 31 U.S.C. 757c.

§ 338.1 Authority for this part.

The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended (49 Stat. 21, as amended, 31 U.S.C. 757c), hereby prescribes the regulations in this part for the qualification and control of Treasury Savings Stamp Agents.

§ 338.2 Eligibility for applying for agency.

Any individual is eligible to apply for qualification as a Treasury Savings Stamp Agent to sell United States Savings Stamps (hereinafter referred to as stamps) at a specific school or schools in the United States, its territories and possessions and the Canal Zone, upon being recommended for qualification by (a) the principal or superintendent, or other person in charge of a school, (b) a duly constituted school board, or (c) with the consent of the appropriate school official or board to the sale of stamps at the subject school, an organization, association or a unit of a State or nationally federated civic, parents', parent-teachers', service, teachers', veterans', or women's organization.

§ 338.3 Qualification of agents.

An eligible applicant seeking to qualify as a Treasury Savings Stamp Agent shall file a duly completed Application-Agreement, Treasury Form PD 2949 (original and two copies), with the local State Director of the Treasury's U.S. Savings Bonds Division. The term "State Director" shall include any director appointed by the U.S. Savings Bonds Division for the District of Columbia or for any territory or possession of the United States or the Canal Zone. If such Application-Agreement is accepted, the State Director will certify it and distribute a copy bearing his certification to (a) the postmaster of the post office, branch or station designated in the application, and (b) the Treasury Savings Stamp Agent, hereinafter referred to as the agent. Upon receipt of such copies, the postmaster and the agent are authorized to perform the functions necessary to effect the sale of stamps as provided herein. An applicant is not authorized to act as or to represent himself to be a Treasury Savings Stamp Agent unless and until he receives a completed copy of his Application-Agreement bearing the certification of the State Director.

§ 338.4 Responsibility of agents.

Each agent will be responsible for the faithful performance of his duties and functions and for fully accounting for all stamps received without prepayment. All stamps obtained pursuant to the provisions of this part, including proceeds of sales thereof, are the property of the United States and shall be held in trust for it by the agent until duly accounted for pursuant to the provisions of this part.

§ 338.5 Scope of authority of Treasury Savings Stamp Agent.

An agent is authorized to sell stamps only at the school or schools designated in the agent's Application-Agreement, and in accordance with the provisions of this part. Agents may sell stamps only for cash and at their face value. Qualification as a Treasury Savings Stamp Agent does not authorize an individual to act in any other agency capacity for or on behalf of the Treasury Department.

§ 338.6 Stamps may be obtained without prepayment.

Each agent may, subject to the provisions of this part, obtain without prepayment an amount of stamps sufficient to meet his maximum sales requirements for any one stamp day. (The term "stamp day" means the day of the week designated by the appropriate school official as the day when U.S. Savings Stamps may be purchased by students served by the agent.) Such stamps shall be obtained by the agent from the post office, branch or station designated in the agent's Application-Agreement (hereinafter referred to as the post office) under one of the bases set forth in § 338.7.

§ 338.7 Bases for agents obtaining stamps.

(a) *General.* (1) If an agent's stamp requirements for a stamp day have been established by previous sales experience the agent may elect to obtain and account for his stamp supplies on one of two bases designated, (i) a consignment basis and (ii) a fixed credit basis; *Provided, however,* That the Treasury may place a limit on the amount of the fixed credit of any agent(s) and it may at any time, or from time to time, require any fixed credit agent(s) to render a full accounting or to change from a fixed credit to a consignment basis.

(2) If an agent's stamp requirements for a stamp day have not been satisfactorily established by previous sales experience the agent shall be required to obtain and account for his stamp supplies on a consignment basis until such sales experience is duly established at which time he may, as provided in subparagraph (1) of this paragraph, elect to change to a fixed credit basis.

(b) *Obtaining stamps on the consignment basis.* Under the consignment basis an agent shall (1) obtain a supply of stamps on each stamp day, or on the business day preceding such day, and (2) duly account in full (as provided in § 338.8) for all such stamps not later than the second business day following the day the stamps were to be sold.

(c) *Fixed credit basis.* An agent operating on the fixed credit basis shall (1) obtain a supply of stamps for any one stamp day and use the proceeds of sales thereof to replenish such supply for subsequent stamp day sales and (2) duly account in full for the amount of the stamps covered by the fixed credit, not later than the second business day following the last stamp day in each school semester; *Provided, however,* That the Treasury may at any time, or from time to time, limit or adjust the fixed credit of any agent, may require a full or partial accounting by a "fixed credit agent" and may require any "fixed credit agent" to change to a consignment basis for obtaining and accounting for stamps. A "fixed credit agent" may request a reduction or an increase (supported by evidence of need) of the stamps he may obtain on the fixed credit basis and he may elect to change to a consignment basis for obtaining stamps.

§ 338.8 Accounting for stamps obtained without prepayment.

(a) *Receipts given by agents for stamps obtained.* A receipt form, supplied by the post office, shall be signed by the agent to cover all stamps he actually obtains at any one time without prepayment. The agent shall be satisfied that the amount stated on the receipt is correct before signing it. These forms shall be retained by the post office until a full accounting for the stamps is made by the agent.

(b) *Full accounting for stamps.* Stamps obtained without prepayment must be accounted for in full at such time or times as are prescribed in § 338.7. Such accounting shall be in the form of unsold stamps or cash, or both, in the aggregate amount of the full value of stamps recorded on the related post office receipt form signed by the agent. When such accounting is made the postal employee receiving same will mark the related receipt form "canceled" and date and sign such notation. The form shall then be immediately given to the agent. Should such receipt form be unavailable at the time of such accounting the postal employee shall appropriately note the facts of the accounting and unavailability of the receipt and date and sign such notation on Treasury Form PD 2950 (see § 338.9(b)). The form should be retained by the agent.

(c) *Partial accounting for stamps.* This paragraph covers each situation where an agent renders any accounting for stamps and such accounting is for less than the full amount of stamps obtained without prepayment. However, it does not include transactions whereby stamps are purchased by "fixed credit agents" with proceeds of stamp sales for the purpose of replenishing supplies of stamps for sale on other stamp days. An accounting shall be in the form of unsold stamps or cash, or both. If an agent renders an accounting that is less than the total amount of the stamps obtained by him without prepayment, the postal employee to whom the accounting is made shall appropriately note and date the facts on the related receipt previously given by the agent and require the agent to endorse the notation. The receipt will be retained by the post office until a full accounting

is made. A similar notation, duly dated, shall be made and signed by the postal employee on Treasury Form PD 2950 which form shall be retained by the agent as prescribed in § 338.9. (When the stamps are fully accounted for the postal employee will date, cancel, sign and return the receipt to the agent as prescribed in the paragraph (b) of this section.) If the original related receipt form given by the agent is unavailable at the time of a partial accounting the postal employee shall appropriately date, note and sign the facts of the accounting and unavailability of the receipt on Treasury Form PD 2950 which form shall be retained by the agent (see § 338.9(b)).

§ 338.9 Records and reports, preparation, maintenance and destruction by agents.

(a) *Receipts by agents for stamps obtained without prepayment.* Section 338.8 covers the preparation and distribution of receipts for stamps obtained by agents without prepayment. A receipt duly canceled and returned to an agent shall be retained by him one calendar month after the month in which it is returned after which the agent may retain or destroy the receipt as he may elect.

(b) *Record of transportation of stamps and proceeds thereof to post office.* Each agent shall keep a record, in duplicate, by calendar month, of unsold stamps and/or the proceeds of stamp sales (including proceeds of sales used by "fixed credit agents" for the purchase of additional stamps) shipped or otherwise delivered during the month to the post office. A Treasury Form PD 2950 is provided for this purpose. Entries shall be made by the agent on Form PD 2950 at the time each shipment or delivery is made. The agent shall take the duplicate copy of Form PD 2950 with him each time he makes a full or partial accounting to the post office for stamps that he obtained without prepayment (this does not include purchases of additional stamps with the proceeds of stamp sales by "fixed credit agents"). The original and the duplicate copy of this form shall be retained one calendar month after the date of the last shipment recorded thereon, after which the agent may retain or destroy them: *Provided, however*, That when (1) unsold stamps or the proceeds of stamp sales are lost, stolen or destroyed in transit, or (2) the agent does not duly account for stamps (when and as required under the provisions of § 338.8 (b) or (c)), the Form PD 2950 (both copies) shall be retained by the agent until one calendar month after the deficiency is removed, unless the form is delivered to the Treasury; *And provided further*, That if a post office is unable to return to the agent his post office receipt form covering stamps obtained without prepayment at the time a full accounting therefor is made, the Form PD 2950 duly noted and signed by the postal employee shall be retained for three months after such accounting.

(c) *Other.* Other records prepared and maintained by and for the agent's own use may be disposed of at the discretion of the agent: *Provided, however*, That any records, affidavits, etc., that are prepared in connection with a loss which may be the subject of a claim to the Treasury for relief shall be retained as provided in § 338.10(d).

§ 338.10 Losses in transportation.

(a) *General.* The Government Losses in Shipment Act, as amended (5 U.S.C. 134-134h), provides protection against losses arising from shipments of valuables made at the risk of the United States, if the shipments are made in accordance with prescribed regulations. The term, "shipment" as used herein is defined (in the same manner as provided in the Government Losses in Shipment Act, as amended) to mean "the transportation or the effecting of transportation of valuables without limitation as to the means or facilities used * * *." The transportation of stamps from the post office to the school and of unsold stamps and/or cash from the school to the post office by or in the possession of a Treasury Savings Stamp Agent acting in his official capacity are shipments of valuables at the risk of the United States. Accordingly, an agent may be relieved of his accountability for stamps if they are lost, stolen or destroyed in shipment (see paragraph (d) of this section).

(b) *Preparation for transportation.* The amount of stamps and/or proceeds thereof being transported from or to the post office must be established, prior to transportation, by actual count by the agent. The agent's receipt given at the post office for stamps obtained without prepayment will ordinarily constitute an adequate record of the amount of stamps being transported by the agent to the school.

(c) *Procedure for transportation and delivery.* An agent must transport and deliver the stamps and/or the proceeds thereof in person, using due care to prevent loss, theft or destruction in transit. The agent's trip may be made on foot or by private or public transportation facilities.

(d) *Report of losses and presentation of claims for relief.* Losses occurring during the transportation by an agent of stamps or the proceeds thereof shall be promptly reported by the agent to (1) the State Director who certified the agent's Application-Agreement and (2) the post office. Local police authorities should also be notified if the loss is occasioned by theft. If prompt recovery of the loss does not seem possible, the agent should supplement the report of loss by presenting his claim for relief to the State Director who, in turn, will present it for consideration by the Treasury Department. The agent's claim should be supported by the appropriate duplicate copy of Form PD 2950; the report of any investigation made; action taken or expected to be taken and of any results obtained or expected; statements by the agent as to the circumstances and cause

of the loss; and, if available, statements or affidavits of any witnesses to the incident causing the loss. The foregoing data need not be furnished if it has previously been furnished to or obtained by the Treasury's Secret Service. Stamp agents should bear the foregoing requirements in mind so that in the event of a loss, they may be in a position to obtain data for justifying a claim for relief from the loss. Unless the records referred to herein have been turned over to the Treasury they should be retained, notwithstanding the provisions of § 338.9 hereof, until one calendar month after the claim is settled. An agent will be relieved of liability for a loss occurring during his transportation of stamps or the proceeds thereof, unless it arose as a result of his failure to comply with the provisions of this part and instructions issued hereunder.

§ 338.11 Action by postmasters in connection with an agent's failure to account.

Postmasters should promptly report any failure of an agent to account when due, in whole or in part, for stamps supplied to the agent without prepayment. Such reports should be made to the State Director of the U.S. Savings Bonds Division who certified the respective agent's Application-Agreement.

§ 338.12 Termination of an agent's qualification.

The Secretary of the Treasury, the Fiscal Assistant Secretary of the Treasury, the National Director or a State Director of the U.S. Savings Bonds Division may terminate the qualification of a Treasury Savings Stamp Agent at any time, by written notice to the agent, in which event a copy of such notice will be sent to the post office concerned. A qualified agent may withdraw from and discontinue his agency by giving an appropriate written notice to the office of the State Director of the U.S. Savings Bonds Division who certified the agent's Application-Agreement: *Provided, however*, That the agent will be obligated to make a full accounting for all stamps received by him without prepayment.

§ 338.13 Continuation of existing qualifications of stamp agents.

Any person who is a qualified agent at the effective date of the revision of this part may continue to act under such qualification subject to the terms and conditions of this revision.

§ 338.14 Miscellaneous.

The Secretary of the Treasury reserves the right, in his discretion, to waive or modify any provision or provisions of the regulations of this part and to provide supplementary instructions for operations hereunder. Information as to any such actions shall be promptly furnished to agents concerned.

[SEAL] JULIAN B. BAIRD,
Acting Secretary of the Treasury.

[F.R. Doc. 60-7542; Filed, Aug. 11, 1960;
8:49 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Extension of Effective Date of Public Law 86-139 as it Affects Section 408 of the Federal Food, Drug, and Cosmetic Act

Under the authority provided in Public Law 86-139 (73 Stat. 388, 7 U.S.C. 135 et seq.), the Commissioner of Food and Drugs has extended the effective date of this statute as it affects section 408 of the Federal Food, Drug, and Cosmetic Act for certain specified uses of nematocides, plant regulators, defoliant, or desiccants. The list previously published in § 120.35 is amended by adding thereto the following item:

§ 120.35 Extension of effective date of Public Law 86-139 as it affects section 408 of the Federal Food, Drug, and Cosmetic Act.

Sodium salt of β -naphthoxy acetic acid—on fruits and vegetables to enhance fruit set, prevent fruit drop, and stimulate growth.

Notice of public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since extensions of time, under certain conditions, for the effective date of the Nematocide, Plant Regulator, Defoliant, and Desiccant Amendment of 1959 were contemplated by the statute as a relief of restrictions on the agricultural industry.

Effective date. This order shall become effective on the date of signature. (Sec. 701(a), 52 Stat. 1055, as amended; 21 U.S.C. 371(a). Applies sec. 3(b), Public Law 86-139 (73 Stat. 288; 7 U.S.C. 135, et seq.))

Dated: August 8, 1960.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 60-7532; Filed, Aug. 11, 1960; 8:47 a.m.]

PART 121—FOOD ADDITIVES

Subpart A—Definitions and Procedural and Interpretative Regulations

REPLACING TRADE NAMES WITH CHEMICAL NAMES

The following corrections are made in the order published in the FEDERAL REGISTER of March 17, 1960 (25 F.R. 2204) for the purpose of replacing trade names with chemical names:

1. Delete from paragraph (c) of § 121.87 the following items:

Butyl carbitol acetate.
Butyl cellosolve.
Carbitol.

Carbitol acetate.
Cellosolve.
Cellosolve acetate.
Methyl carbitol.
Methyl cellosolve.

2. Add to paragraph (c) of § 121.87 the following items:

Diethylene glycol monobutyl ether acetate.
Ethylene glycol monobutyl ether.
Diethylene glycol monoethyl ether.
Diethylene glycol monoethyl ether acetate.
Ethylene glycol monoethyl ether.
Ethylene glycol monoethyl ether acetate.
Diethylene glycol monomethyl ether.
Ethylene glycol monoethyl ether.

(Sec. 701, 52 Stat. 1055; 21 U.S.C. 371. Interpret or applies 72 Stat. 1788; 21 U.S.C., note under sec. 342)

Dated: August 8, 1960.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 60-7533; Filed, Aug. 11, 1960; 8:48 a.m.]

Title 32—NATIONAL DEFENSE

Chapter VI—Department of the Navy

SUBCHAPTER G—MISCELLANEOUS RULES

PART 765—RULES APPLICABLE TO THE PUBLIC

Notarial Acts

Scope and purpose. Section 765.20(a) is revised to conform with Public Law 86-589 of July 5, 1960, dealing with the performance of notarial acts for persons serving with, employed by, or accompanying the Armed Forces outside the United States and outside the Canal Zone, Puerto Rico, Guam, and the Virgin Islands.

Section 765.20(a) is revised to read as follows:

(a) Article 136 of the Uniform Code of Military Justice (10 U.S.C. 936), entitled "Authority to administer oaths and to act as notary," lists several categories of persons who are granted authority as set forth in subsections (a) and (b) of the article. Subsections (a) (1) through (6) and (b) (1) through (5) list specific categories, and (a) (7) and (b) (6) provide that additional persons may be designated by regulations of the Armed Forces or by statute to exercise authority under the article. In accordance with the provisions of Article 136(a) (7) and (b) (6), the following officers of the Navy and Marine Corps on active duty, including retired and reserve officer, are authorized to administer oaths for the purpose of military administration, including military justice, and shall have the general powers of a notary public and of a consul of the United States in the performance of all notarial acts to be executed by members of the Armed Forces, wherever they may be; by persons serving with, employed by, or accompanying the Armed Forces outside the United States and outside the Canal Zone, Puerto Rico, Guam, and the Virgin Islands; and by other persons subject to the Uniform Code of Military Justice outside the United States, and

to administer oaths necessary in the performance of their duties:

(1) Officers certified by the Judge Advocate General of the Navy under Articles 26 and 27 of the Uniform Code of Military Justice (10 U.S.C. 826 and 827); and

(2) Officers of the grade of Lieutenant Commander and Major, or above.

(10 U.S.C. 936, 5031, as amended)

By direction of the Secretary of the Navy.

[SEAL] ROBERT D. POWERS, Jr.,
Captain, U.S. Navy, Deputy
and Assistant Judge Advocate
General.

AUGUST 5, 1960.

[F.R. Doc. 60-7507; Filed, Aug. 11, 1960; 8:45 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 2173]

[Sacramento 059347]

CALIFORNIA

Power Site Restoration No. 554; Opening Lands From Power Withdrawals; (Power Projects Nos. 334 and 866; Power Site Reserves Nos. 201, 261, and 268)

1. In determinations hereinafter described, the Federal Power Commission vacated certain power withdrawals created by the filing of applications for preliminary permits under section 24 of the Federal Power Act of 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended, as follows:

a. In DA-974 issued July 7, 1959, Project No. 866 of January 11, 1928, so far as it affects the following-described lands:

MOUNT DIABLO MERIDIAN

T. 13 N., R. 9 E.,
Sec. 34, lot 4.
(41.48 acres)

b. In DA-950, issued July 9, 1958, Project No. 334 of August 2, 1922, so far as it affects the following-described lands:

MOUNT DIABLO MERIDIAN

T. 14 N., R. 9 E.,
Sec. 1, lot 5.
(46.47 acres)

2. By virtue of the authority vested in the President by section 1 of the act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952, and as Secretary of the Interior, it is ordered as follows:

a. The Executive order of August 30, 1911, creating Power Site Reserve No. 201, is hereby revoked so far as it affects the following-described lands (DA-950):

MOUNT DIABLO MERIDIAN

T. 14 N., R. 9 E.,
Sec. 1, lot 5.
(46.47 acres)

b. The Executive order of April 19, 1912, creating Power Site Reserve No. 261, is hereby revoked so far as it affects the following-described lands (DA-965):

MOUNT DIABLO MERIDIAN

T. 6 N., R. 13 E.,
Sec. 1, NW¼ and SE¼;
Sec. 2, N½ NE¼, SE¼ NE¼, and E½ SE¼.

The areas described aggregate 520 acres.

c. The Executive order of April 29, 1912, creating Power Site Reserve No. 268, is hereby revoked so far as it affects the following-described lands (DA-974):

MOUNT DIABLO MERIDIAN

T. 13 N., R. 9 E.,
Sec. 34, lot 4.
(41.48 acres)

d. The Executive order of August 22, 1919, creating Power Site Reserve No. 705, is hereby revoked so far as it affects the following-described lands:

MOUNT DIABLO MERIDIAN

T. 2 N., R. 15 E.,
Sec. 10, NW¼ SW¼ NW¼.
(10 acres)

3. The areas described in this order total in the aggregate approximately 618 acres. The lands described in paragraph 2b have for the most part previously been opened to disposition under the public land laws, subject to section 24 of the Federal Power Act of 1920, supra. Some of the lands have been patented. The effect of this order, therefore, is to relieve the lands of the limitation prescribed by the said section 24.

4. Subject to any valid existing rights, and to the requirements of applicable law, the lands, including lands in paragraph 2b, not previously restored, are hereby opened to filing of applications, selections, and locations in accordance with the following:

a. Applications and selections under the nonmineral public land laws may be presented to the Manager mentioned below, beginning on the date of this order. Such applications and selections will be considered as filed on the hour and respective date shown for the various classes enumerated in the following paragraphs.

(1) Applications by persons having prior existing valid settlement rights, preference rights conferred by existing laws, or equitable claims subject to allowance and confirmation will be adjudicated on the facts presented in support of each claim or right. All applications presented by persons other than those referred to in this paragraph will be subject to the applications and claims mentioned in this paragraph.

(2) All valid applications and selections under the nonmineral public land laws presented prior to 10:00 a.m. on September 10, 1960, will be considered as simultaneously filed at that hour. Rights under such applications and selections filed after that hour will be governed by the time of filing.

b. The lands have been open to applications and offers under the mineral

leasing laws, and to location under the United States mining laws.

5. The State of California has waived its preference rights of application under the act of August 27, 1958, and under section 24 of the Federal Power Act.

6. Persons claiming preference rights based upon valid settlement, statutory preference, or equitable claims must enclose properly corroborated statements in support of their applications, setting forth all facts relevant to their claims.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Sacramento, California.

ROYCE A. HARDY,
Assistant Secretary of the Interior.

AUGUST 5, 1960.

[F.R. Doc. 60-7517; Filed, Aug. 11, 1960;
8:46 a.m.]

[Public Land Order 2174]

[New Mexico 038148]

NEW MEXICO

Withdrawing Lands for Reclamation Purposes, Middle Rio Grande Project

By virtue of the authority vested in the Secretary of the Interior by section 3 of the act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), it is ordered as follows:

Subject to valid existing rights, the following-described public lands in New Mexico are hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws, and reserved for use by the Bureau of Reclamation, Department of the Interior, in connection with the Middle Rio Grande Project:

NEW MEXICO PRINCIPAL MERIDIAN

T. 3 S., R. 1 E.,
Sec. 31, lots 12 and 13.
T. 4 S., R. 1 E.,
Sec. 5, lots 19 and 20;
Sec. 6, lot 1;
Sec. 8, lot 43;
Sec. 17, lot 19;
Sec. 21, lots 12, 13, 14, 17, and 18;
Sec. 28, lots 18 and 21;
Sec. 33, lots 13 and 14.

The areas described contain 134.76 acres.

ROYCE A. HARDY,
Assistant Secretary of the Interior.

AUGUST 5, 1960.

[F.R. Doc. 60-7518; Filed, Aug. 11, 1960;
8:46 a.m.]

[Public Land Order 2175]

[New Mexico 059199]

NEW MEXICO

Withdrawing Lands for Use of the Department of the Air Force for a Housing Unit in Connection With Las Cruces Air Force Station

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the following-described lands in New Mexico, are hereby withdrawn from all forms of appropriation under the public land laws, including the mining and mineral leasing laws, but not disposals of materials under the Act of July 31, 1947 (61 Stat. 681; 30 U.S.C. 601-604), as amended, and reserved for use of the Department of the Air Force for the construction of housing facilities in connection with the Las Cruces Air Force Station:

NEW MEXICO PRINCIPAL MERIDIAN

A tract of land situated in the S½ SE¼ NE¼ and the N½ NE¼ SE¼ of sec. 31, T. 23 S., R. 1 W., New Mexico Principal Meridian, described as follows:

Commencing at the quarter (¼) corner common to secs. 31 and 32, T. 23 S., R. 1 W., thence N. 62°23'56" W., 1,340.43 feet to a point on the existing south right-of-way line of United States Highway No. 70 and 80; thence S. 0°03'28" E., along the east right-of-way line of an existing access road, 585.84 feet to the northwest corner and the point of beginning of this survey; thence N. 89°53'32" E., 608.00 feet to the northeast corner of this survey;
S. 0°03'28" E., 645.00 feet to the southeast corner of this survey;
S. 89°53'32" W., 608.00 feet to the southwest corner of this survey;
N. 0°03'28" W., 645.00 feet along the east right-of-way line of above mentioned access road, to the point of beginning.

The tract described contains approximately 9 acres. The lands herein described were acquired by the United States through the Resettlement Administration, and were transferred, with other lands, from the Department of Agriculture to the Department of the Interior for conservation purposes in connection with the administration of the Taylor Grazing Act, by Executive Order No. 7743 of November 19, 1937.

ROYCE A. HARDY,
Assistant Secretary of the Interior.

AUGUST 5, 1960.

[F.R. Doc. 60-7519; Filed, Aug. 11, 1960;
8:46 a.m.]

[Public Land Order 2176]

[Blackfoot 043852]

IDAHO

Releasing Public Lands in American Falls Reservoir District No. 2 From Lien for Irrigation Charges

Whereas, pursuant to the provisions of section 3 of the Act of May 16, 1922 (42 Stat. 541; 43 U.S.C. 511), it is provided by Article 43 of a contract entered into on September 1, 1927, between the American Falls Reservoir District No. 2 and the United States of America, that all unentered public land and entered lands for which no final certificate had been issued, located within the District and designated in a statement marked "Exhibit G" attached thereto as subject to the provisions of the Act of August 11, 1916 (39 Stat. 506; 43 U.S.C. 621), and

Whereas, irrigation works have not been constructed on the hereinafter described public lands and water of such

District has not been made available for such lands, and

Whereas the District, in a Resolution of its Board of Directors adopted September 1, 1959, expressed its lack of objection to the exclusion of such lands from the said Exhibit G, and

Whereas, I find it to be in the public interest that the lands hereinafter described be made subject to the general operation of the public land laws, free of the lien for irrigation charges provided by the said Act of August 11, 1916.

Now, therefore, by virtue of the authority contained in section 3 of the said Act of August 11, 1916, the following-described public lands are hereby deleted from Exhibit G attached to and made a part of the contract of September 21, 1927, and the said contract and Exhibit G are amended accordingly, and the said

lands shall no longer be subject to the provisions of the laws of the State of Idaho relating to the organization, government, and regulation of irrigation districts for the reclamation and irrigation of arid lands for agricultural purposes, and shall hereafter be subject to the general operation of the public land laws, subject to valid existing rights and the provisions of existing withdrawals.

BOISE MERIDIAN

T. 7 S., R. 18 E.,

Sec. 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and W $\frac{1}{2}$ SE $\frac{1}{4}$;

Sec. 10, E $\frac{1}{2}$ NE $\frac{1}{4}$;

Sec. 11, W $\frac{1}{2}$ NE $\frac{1}{4}$, and NW $\frac{1}{4}$;

Sec. 17, W $\frac{1}{2}$ SE $\frac{1}{4}$, and E $\frac{1}{2}$ SW $\frac{1}{4}$;

Sec. 20, E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, and N $\frac{1}{2}$ SW $\frac{1}{4}$;

Sec. 21;

Sec. 27, E $\frac{1}{2}$ W $\frac{1}{2}$, and W $\frac{1}{2}$ E $\frac{1}{2}$;

Sec. 28, S $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;

Sec. 31, NE $\frac{1}{4}$;

Sec. 32, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and

S $\frac{1}{2}$ SE $\frac{1}{4}$;

Sec. 33, N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;

Sec. 34;

Sec. 35, W $\frac{1}{2}$ W $\frac{1}{2}$.

T. 8 S., R. 18 E.,

Sec. 2, lot 4 and SW $\frac{1}{4}$ NW $\frac{1}{4}$;

Sec. 3, lots 1, 2, 3, S $\frac{1}{2}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$ NW $\frac{1}{4}$;

Sec. 25, SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Sec. 26, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, and

E $\frac{1}{2}$ SE $\frac{1}{4}$;

Sec. 35, E $\frac{1}{2}$ NW $\frac{1}{4}$, and NE $\frac{1}{4}$ SW $\frac{1}{4}$.

The areas described aggregate 4,961.01 acres.

ELMER F. BENNETT,

Acting Secretary of the Interior.

AUGUST 5, 1960.

[F.R. Doc. 60-7520; Filed, Aug. 11, 1960; 8:46 a.m.]

Proposed Rule Making

DEPARTMENT OF THE TREASURY

Bureau of Customs

[19 CFR Part 24]

CUSTOMS ACCOUNTING AND FINANCIAL PROCEDURE

Salable Customs Forms

Notice is hereby given pursuant to section 4 of the Administrative Procedure Act (5 U.S.C. 1003), that, under the authority of section 1, 37 Stat. 434, and R.S. 251 (19 U.S.C. 1, 66), it is proposed to amend § 24.14 of the Customs Regulations.

The purpose of the proposed amendment is to establish a uniform policy for the sale of customs forms which will permit (1) the designation as salable of certain customs forms which are now distributed free, and (2) the periodic adjustment in the price of salable customs forms as costs for printing and distribution change. The terms of the proposed amendment, in tentative form, are as follows:

Section 24.14 is deleted in its entirety and the following is substituted therefor:

§ 24.14 Salable customs forms.

(a) Customs forms for sale to the general public shall be designated by the Commissioner of Customs. Customs forms which are designated as salable shall meet the following conditions: (1) The form is distributed to private parties for use in completing customs transactions; (2) the quantity used nationwide annually is sufficient to justify the administrative costs involved in selling the form and accounting for the collections involved therein, or the form is primarily for the use of a special group; (3) distribution is or can generally be made in lots of 100 or more; (4) the form is normally distributed to commercial concerns (customhouse brokers, freight forwarders, vessel agents, carriers, regular commercial importers, etc.) rather than to or for the use of individuals or others (tourists, churches, schools, occasional importers, etc.) for noncommercial purposes.

(b) The price of each salable customs form shall be established by the Commissioner of Customs and shall be adjusted periodically as the varying costs of printing and distribution require. A list of salable customs forms showing the price at which each is sold shall be prominently posted in each customhouse in a location accessible to the general public.

(c) Customs forms for sale to the general public, except unusually large or otherwise unsuitable forms, shall normally be prepared in units containing 100 copies. If a completely prepared bill or receipt is presented by the purchaser at the time of the purchase, the collector's paid stamp shall be impressed thereon; otherwise, no receipt shall be given.

Prior to the adoption of the proposed amendment, consideration will be given to any data, views, or arguments pertaining thereto which are submitted in writing to the Commissioner of Customs, Bureau of Customs, Washington 25, D.C., and received within a period of 30 days from the date of publication of this notice in the FEDERAL REGISTER. (MC 133.11)

[SEAL] D. B. STRUBINGER,
Acting Commissioner of Customs.

Approved: August 4, 1960.

A. GILMORE FLUES,
Acting Secretary of the Treasury.
[F.R. Doc. 60-7541; Filed, Aug. 11, 1960;
8:49 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[43 CFR Part 103]

ENTRIES SUBJECT TO SECTION 24 OF FEDERAL POWER ACT

Notice of Proposed Rule Making

Notice is hereby given that pursuant to the authority vested in the Secretary of the Interior by section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended, and section 2478 of the Revised Statutes (43 U.S.C. 1201), it is proposed to issue regulations to simplify and complete the text of existing regulations, to include reference to the act of August 11, 1955 (69 Stat. 681; 30 U.S.C. 621), and the regulations thereunder, and to require a \$10 service charge for petitions for restoration. The proposed regulations are set forth below.

It is the policy of the Department of the Interior whenever practicable to afford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed amendments to the Bureau of Land Management, Washington 25, D.C., within 30 days of the date of publication of this notice in the FEDERAL REGISTER.

Part 103 is revised to read as follows:

- Sec.
- 103.1 Statutory authority.
 - 103.2 Lands considered withdrawn or classified for power purposes.
 - 103.3 General determination.
 - 103.4 Mining locations.
 - 103.5 Petitions for restoration.

AUTHORITY: §§ 103.1 to 103.5 issued under R.S. 2478; 43 U.S.C. 1201.

CROSS REFERENCES: For applications and entries, Alaska, see Part 60 of this chapter. For rights-of-way for power projects and for power transmission lines, see Part 244 of this chapter. For regulations of the Federal Power Commission, see 18 CFR Chapter I. For rights-of-way over Indian lands; power projects; see Indians 25 CFR 161.27.

§ 103.1 Statutory authority.

(a) Section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended, provides that any lands of the United States included in an application for power development, under said Act, shall from the date of filing of application therefor be reserved from entry, location, or other disposal under the laws of the United States, until otherwise directed by the Federal Power Commission or by Congress. It also provides that whenever the Commission shall determine that the value of any lands withdrawn or classified for power purposes will not be injured or destroyed for such purposes by location, entry or selection under the public land laws, the Secretary of the Interior shall declare such lands open to location, entry or selection under such restrictions as the Commission may determine, and subject to and with a reservation of the right of the United States or its permittees or licensees to enter upon, occupy and use any or all of such lands for power purposes. Before the lands are declared open to location, entry or selection, the Secretary of the Interior must give notice of his intention to make such declaration, to the Governor of the State within which such lands are located, and the State shall have a preference for a period of 90 days from the date of such notice to file under any applicable law or regulation, an application for the reservation to the State, or any political subdivision thereof, of any lands required as a right-of-way for a public highway or as a source of materials for the construction and maintenance of such highways.

(b) The act of August 11, 1955 (69 Stat. 681; 30 U.S.C. 621), opened lands withdrawn or classified for power purposes, with certain specified exceptions, to mineral location and development under certain conditions.

§ 103.2 Lands considered withdrawn or classified for power purposes.

The following classes of lands are considered as withdrawn or classified for power purposes for the purposes of section 24 of the Federal Power Act: Lands withdrawn for powersite reserves under the act of June 25, 1910 (36 Stat. 847) as amended by the act of August 24, 1912 (37 Stat. 497; 43 U.S.C. 141-143); lands included in an application for power development under the Federal Power Act; lands classified for powersite purposes under the act of March 3, 1879 (20 Stat. 394; 43 U.S.C. 31); lands designated as valuable for power purposes under the acts of June 20, 1910 (36 Stat. 557, 564, 575), June 9, 1916 (39 Stat. 218, 219), and February 26, 1919 (40 Stat. 1178, 1180); lands within final hydroelectric power permits under the act of February 15, 1901 (31 Stat. 790; 43 U.S.C. 959); and lands within transmission-line permits or approved rights-of-way under

said act of 1901 or the act of March 4, 1911 (36 Stat. 1253; 16 U.S.C. 5, 420, 523; 43 U.S.C. 961).

§ 103.3 General determination.

On April 17, 1922, the Federal Power Commission made a general determination "that where lands of the United States have heretofore been, or hereafter may be, reserved or classified as power-sites, such reservation or classification being made solely because such lands are either occupied by power transmission lines or their occupancy and use for such purposes has been applied for or authorized under appropriate laws of the United States, and such lands have otherwise no value for power purposes, and are not occupied in trespass, the commission determines that the value of such lands so reserved or classified or so applied for or authorized, will not be injured or destroyed for the purposes of power development by location, entry or selection under the public land laws, subject to the reservation of section 24 of the Federal Water Power Act."

§ 103.4 Mining locations.

The regulations governing mining locations on lands withdrawn or classified for power purposes, including lands restored under section 24 of the Federal Power Act, are contained in Subpart I of Part 185 of this chapter.

§ 103.5 Petitions for restoration.

(a) Petitions for restoration of lands withdrawn or classified for power purposes, under the provisions of section 24 of the Federal Power Act, must be filed, in duplicate, in the proper land office, or for lands in States for which there are no land offices, with the Bureau of Land Management, Washington 25, D.C., except that petitions for lands in North or South Dakota must be filed in the land office at Billings, Montana; for lands in Kansas or Nebraska in the land office at Cheyenne, Wyoming; and for lands for Oklahoma in the land office at Santa Fe, New Mexico. No particular form of petition is required, but it must be typewritten or in legible handwriting. Each petition must be accompanied by a service charge of \$10 which is not returnable.

(b) Favorable action upon a petition for restoration will not give the petitioner any preference right or right to preferential treatment if or when the lands are finally restored.

ELMER F. BENNETT,
Acting Secretary of the Interior.

AUGUST 5, 1960.

[F.R. Doc. 60-7522; Filed, Aug. 11, 1960;
8:46 a.m.]

Fish and Wildlife Service

[50 CFR]

GENERAL REVISION OF FISH AND WILDLIFE REGULATIONS

Notice is hereby given that pursuant to the authority vested in the Secretary of the Interior by the statutes cited in-

dividually below it is proposed to completely revise Title 50—Wildlife, of the Code of Federal Regulations.

The current bound version of Title 50 was published in 1949. It subsequently has been amended numerous times. The purpose of the proposed revision is to incorporate these amendments into the body of the regulations and to clarify and bring up-to-date the language of the several regulations. Some substantive changes are contemplated by this revision, and it is proposed to make extensive changes in the organization and form of the regulations.

The chapter contents have been rearranged in accordance with the reorganization of the Fish and Wildlife Service pursuant to the Fish and Wildlife Act of 1956 (70 Stat. 1119). Chapter I will be retitled Bureau of Sport Fisheries and Wildlife and will contain the regulations administered by that Bureau. Chapter II will be retitled Bureau of Commercial Fisheries and will contain the regulations administered by that Bureau. The current Chapter III, International Regulatory Agencies (Fishing and Whaling), is retained. A listing of the respective new and former part numbers is set forth below.

The following parts of Title 50 have been superseded by operation of the Alaska Statehood Act (Act of July 7, 1958; 72 Stat. 339), as amended, and will not appear in the revised edition:

Part 46—Protection of Game and Fur Animals, Birds and Game Fishes.
Part 47—Protection of walrus.
Part 101—Definitions.
Part 102—General Provisions.
Part 103—Arctic Area.
Part 104—Bristol Bay Area.
Part 105—Alaska Peninsula Area.
Part 106—Aleutian Islands Area.
Part 107—Chignik Area.
Part 108—Kodiak Area.
Part 109—Cook Inlet Area.
Part 110—Resurrection Bay Area.
Part 111—Prince William Sound Area.
Part 112—Copper River Area.
Part 113—Bering River—Yakataga Area.
Part 114—Yakutat Area.
Part 115—Southeastern Alaska Area.
Part 116—Southeastern Alaska Area, Yakutat District, Salmon Fisheries.
Part 117—Southeastern Alaska Area, Icy Strait District, Salmon Fisheries.
Part 118—Southeastern Alaska Area, Western District, Salmon Fisheries.
Part 119—Southeastern Alaska Area, Eastern District, Salmon Fisheries.
Part 120—Southeastern Alaska Area, Stikine District, Salmon Fisheries.
Part 121—Southeastern Alaska Area, Sumner Strait District, Salmon Fisheries.
Part 122—Southeastern Alaska Area, Clarence Strait District, Salmon Fisheries.
Part 123—Southeastern Alaska Area, South Prince of Wales Island District, Salmon Fisheries.
Part 124—Southeastern Alaska Area, Southern District, Salmon Fisheries.
Part 142—Protection of sea lions.
Part 201—Poisons.

It is proposed to revoke Part 17, which lists the individual field stations in the Bureau of Sport Fisheries and Wildlife. A new Part 2 will be added, listing the addresses and geographical jurisdictions of the six regional offices of that Bureau. These are the established places at which the public may secure information or make submittals or requests.

A new Part 201 will be added listing the addresses and geographical jurisdictions of the five regional offices and two area offices of the Bureau of Commercial Fisheries. The general public may secure information or make submittals or requests to these offices.

The title of the former Part 24, which will be renumbered Part 60, reflects the change in name of the Patuxent Research Refuge to the Patuxent Wildlife Research Center.

In view of the fact that there will be no change, other than renumbering of the sections, in Part 6—Migratory Birds, and Part 40—Restoration of Game Birds, Fish and Mammals, the text of these regulations has been omitted from this proposed rule making document although those regulations are retained and will appear in the revised Title 50 as Parts 10 and 80, respectively.

Other than with the addition of the new Part 201 at the present time, the text of the regulations applicable under the new Chapter II—Bureau of Commercial Fisheries shall remain the same as presently included in Title 50—Wildlife, Code of Federal Regulations; the Cumulative Pocket Supplement as of January 1, 1960; and additional amendments or changes for the period January 1 through June 30, 1960.

Existing delegations of authority, forms and other legal documents which refer to former part numbers of Title 50 will continue in effect and shall be construed to refer to the new part numbers, until modified or revoked.

It is the policy of the Department of the Interior whenever practicable to afford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions or objections with respect to the proposed revision within fifteen days of the date of publication of this notice in the FEDERAL REGISTER. If the submission pertains to any matters contained in Chapter I of Title 50 it should be addressed to the Director, Bureau of Sport Fisheries and Wildlife, Washington 25, D.C. If the submission pertains to any matters contained in Chapters II or III of Title 50, it should be addressed to the Director, Bureau of Commercial Fisheries, Washington 25, D.C.

ELMER F. BENNETT,
Acting Secretary of the Interior.

AUGUST 6, 1960.

The following table lists the former part numbers and headings and indicates their position in reorganized Title 50:

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6 Migratory birds.....	10
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9 Importation of foreign wild animals, and wild birds and their eggs.	13
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31 Pacific region.....	28, 32, 33		
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40 Restoration of game birds and mammals.....	80		
46 Protection of game and fur animals, birds, and game fishes.....	--		
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101 Definitions.....	--		
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103 Arctic area.....	--		
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111 Prince William Sound area.....	--		
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116 Southeastern Alaska area, Yakutat District, Salmon Fisheries.....	--		
117 Southeastern Alaska area, Icy Strait District, Salmon Fisheries.....	--		
118 Southeastern Alaska area, Western District, Salmon Fisheries.....	--		
119 Southeastern Alaska area, Eastern District, Salmon Fisheries.....	--		
120 Southeastern Alaska area, Stikine District, Salmon Fisheries.....	--		
121 Southeastern Alaska area, Sumner Strait District, Salmon Fisheries.....	--		
122 Southeastern Alaska area, Clarence Strait District, Salmon Fisheries.....	--		
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142 Protection of sea lions.....	--		
151 Whaling provisions.....	230		
155 Haddock and cod fisheries.....	240		
160 Fisheries loan fund procedures.....	250		
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173 United States standards for grades of frozen fish blocks.....	263		
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175 United States standards for grades of frozen halibut steaks.....	265		
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Chapter I—Bureau of Sport Fisheries and Wildlife

Subchapter A—General Provisions

Part

- 1 Definitions.
2 Field organization.
3-9 [Reserved for organization]

Subchapter B—Hunting and Possession of Wildlife

- 10 Migratory birds.
11 Bald eagles.
12 Areas closed to hunting.
13 Importation of wild mammals, and wild birds or their eggs.
14 Importation of feathers of wild birds.
15 Transportation of game mammals to and from Mexico.
16-24 [Reserved for management and enforcement regulations]

Subchapter C—The National Wildlife Refuge System

- 25 General provisions.
26 Restricted or prohibited acts.
27 Enforcement provisions.
28 Public access and use.
29 Land use management.
30 Range and feral animal management.
31 Wildlife species management.
32 Hunting.
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Subchapter D—Management of Wildlife Research Areas

- 60 Patuxent Wildlife Research Center.

Subchapter E—Management of Fisheries Conservation Areas

- 70 National fish hatcheries.
71 Hunting and fishing on national fish hatchery areas.

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- 80 Restoration of game birds, fish and mammals.

Chapter II—Bureau of Commercial Fisheries

Subchapter A—General Provisions

- 201 Field organization.

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- 215 Administration of the Pribilof Islands.

Subchapter D—Whaling

- 230 Whaling provisions.

Subchapter E—Northwest Atlantic Commercial Fisheries

- 240 Haddock and cod fisheries.

Subchapter F—Aid to Fisheries

- 250 Fisheries loan fund procedures.
255 Fishing vessels mortgage insurance procedures.

Subchapter G—Processed Fishery Products, Processed Products, Thereof, and Certain Other Processed Food Products

- 260 Inspection and certification.
261 United States standards for grades of frozen fried fish sticks.

- 262 United States standards for grades of frozen raw breaded shrimp.
263 United States standards for grades of frozen fish blocks.
264 United States standards for grades of frozen haddock fillets.
265 United States standards for grades of frozen halibut steaks.
266 United States standards for grades of frozen fish portions.
267 United States standards for grades of frozen cod fillets.
268 United States standards for grades of frozen salmon steaks.

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- 351 Whaling.

Chapter I—Bureau of Sport Fisheries and Wildlife

SUBCHAPTER A—GENERAL PROVISIONS

PART 1—DEFINITIONS

Sec.

- 1.1 Meaning of terms.
1.2 Authorized representative.
1.3 Bureau.
1.4 Director.
1.5 Officer in charge.
1.6 Person.
1.7 Regional Director.
1.8 Secretary.
1.9 Take.
1.10 Wildlife.

AUTHORITY: §§ 1.1 to 1.10 issued under R.S. 161; 5 U.S.C. 22.

§ 1.1 Meaning of terms.

As used in this chapter, unless separately defined, terms shall have the meaning ascribed in this part.

§ 1.2 Authorized representative.

“Authorized representative” means the subordinate official to which a principal official has delegated authority to act on a particular matter or a class of matters. The Director, Bureau of Sport Fisheries and Wildlife is frequently the authorized representative of the Secretary of the Interior, as also may be a regional director or an officer in charge of a Bureau field installation.

§ 1.3 Bureau.

“Bureau” means the Bureau of Sport Fisheries and Wildlife, United States Fish and Wildlife Service, Department of the Interior.

§ 1.4 Director.

“Director” means the Director, Bureau of Sport Fisheries and Wildlife or his authorized representative.

§ 1.5 Officer in charge.

“Officer in charge” means any person in charge of a national fish hatchery, national wildlife refuge area or wildlife research center, or his authorized representative.

§ 1.6 Person.

“Person” means an individual, club, association, partnership, corporation, or

private or public body, any one or all, as the context requires.

§ 1.7 Regional director.

"Regional director" means the officer in charge of a region of the Bureau of Sport Fisheries and Wildlife, or his authorized representative.

§ 1.8 Secretary.

"Secretary" means the Secretary of the Interior or his authorized representative.

§ 1.9 Take.

"Take" means to hunt, kill, capture, or remove by any means or in any manner any wildlife. Whenever the taking of wildlife is permitted, reference is had to taking by lawful means and in lawful manner.

§ 1.10 Wildlife.

"Wildlife" means wild mammal, wild bird and nest and egg, crustacean, mollusk, fish, reptile, amphibian, and their eggs.

PART 2—FIELD ORGANIZATION

Sec.

2.1 Regional offices.

2.2 Locations of regional offices.

AUTHORITY: §§ 2.1 and 2.2 issued under R.S. 161; 5 U.S.C. 22.

§ 2.1 Regional offices.

The program operations of the Bureau of Sport Fisheries and Wildlife are performed in various types of field installations. They include national fish hatcheries, national wildlife refuges, game management agent districts, predator and rodent control districts and research laboratories. All field installations, except those engaged in research, are supervised by a regional director who has jurisdiction over Bureau activities in the States encompassed by his region. Unless otherwise stated for a particular matter in the regulations, all persons may secure from the regional offices information or make submittals or requests, as well as obtain forms and instructions as to the scope and contents of papers or reports required of the public.

§ 2.2 Locations of regional offices.

The addresses and geographic jurisdictions of the regional offices of the Bureau of Sport Fisheries and Wildlife are as follows:

(a) Pacific Region (Region 1—comprising States of Washington, Oregon, California, Idaho, Nevada, Montana and Hawaii) 1001 Northeast Lloyd Boulevard, Portland 14, Oreg.

(b) Southwest Region (Region 2—comprising States of Wyoming, Utah, Arizona, Colorado, New Mexico, Kansas, Oklahoma, Texas) 517 Gold Street SW., Albuquerque, N. Mex.

(c) North Central Region (Region 3—comprising States of North Dakota, South Dakota, Nebraska, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Michigan, Indiana, Ohio) 1006 West Lake Street, Minneapolis 8, Minn.

(d) Southeast Region (Region 4—comprising States of Arkansas, Louisiana, Missis-

sippl, Kentucky, Tennessee, Alabama, Maryland, Virginia, North Carolina, Georgia, South Carolina, Florida) 620A Peachtree-Seventh Building, Atlanta 5, Ga.

(e) Northeast Region (Region 5—comprising States of Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, New Jersey, Delaware, West Virginia) 59 Temple Place, Boston 11, Mass.

(f) Alaska Region (Region 6—comprising State of Alaska) P.O. Box 2021, Juneau, Alaska.

SUBCHAPTER B—HUNTING AND POSSESSION OF WILDLIFE

PART 10—MIGRATORY BIRDS

(The text of Part 10 is omitted from this proposed rule making document as there will be no change in the wording of this part in connection with this revision of Title 50.)

PART 11—BALD EAGLES

Sec.

11.1 Bald Eagles protected, exceptions.

11.2 Collecting permits.

11.3 Depredation permits.

11.4 Application for permits.

11.5 Permit requirements.

11.6 Possession, transportation, and shipping.

AUTHORITY: §§ 11.1 to 11.6 issued under sec. 2, 54 Stat. 251; 16 U.S.C. 668a.

§ 11.1 Bald eagles protected, exceptions.

The taking, possession, and transportation of Bald eagles, or their nests or eggs is prohibited, except as permitted in this part.

§ 11.2 Collecting permits.

The Secretary may issue permits to capture Bald eagles alive or to collect their nests or eggs, or to kill such birds and possess and transport their skins or mounted specimens for scientific or exhibition purposes of public museums, scientific societies, or zoological parks, when he determines that such taking or collecting is compatible with the preservation of the species.

§ 11.3 Depredation permits.

The Secretary may issue permits to kill Bald eagles when he determines that Bald eagles have become seriously injurious to wildlife or to agricultural or other interests in any particular community in the United States or in any place subject to its jurisdiction, and that the injury complained of is substantial and can be abated only by killing some or all of the birds.

§ 11.4 Applications for permits.

(a) Applications for permits shall be addressed to the Regional Director at the Regional Office of the Bureau of Sport Fisheries and Wildlife having administrative supervision over Bureau functions in the State in which permit activities are proposed. (See Part 2 of this chapter for addresses of Regional Offices of the Bureau.)

(b) Applications must state the name and address of the applicant, his age,

the State and locality in which Bald eagles or their nests or eggs are proposed to be taken or killed, and in the case of collecting permits, the name and address of the public museum, scientific society, or zoological park for which they are intended. The applicant must furnish such other information concerning justification for the permit and his fitness to be entrusted with a permit as may be requested by the Secretary.

§ 11.5 Permit requirements.

(a) Any permit issued shall contain information specifying the number of Bald eagles or their nests or eggs that may be taken thereunder, the person or persons by whom the birds may be taken, the places where, the time when, the means or methods by which they may be taken, and the disposition to be made of any birds, parts, nests, or eggs taken.

(b) Such permits shall provide that no Bald eagles, parts, nests or eggs thereof, or mounted specimens may be purchased, sold, traded, bartered, or offered for sale, trade, or barter in the United States or in any place subject to its jurisdiction.

(c) Such permits are not transferable and are revocable at any time in the discretion of the Secretary, and if revoked, shall be surrendered on demand. Immediately after the expiration date of any permit, it must be returned to the Regional Director accompanied by a report of activities thereunder.

(d) Such permits shall provide that the proposed taking, donation, possession, or transportation of Bald eagles, parts, or nests or eggs thereof, shall be subject to the laws of the State where activities under Federal permit are to take place.

§ 11.6 Possession, transportation, and shipping.

(a) Public museums, scientific societies, and zoological parks may, without a permit, possess and transport lawfully acquired Bald eagles, alive or dead, or any parts, nests or eggs thereof, for scientific or exhibition purposes, but no such birds, parts, nests, or eggs shall be taken without a permit.

(b) Bald eagles, alive or dead, or any parts, nests, or eggs thereof, lawfully acquired prior to June 8, 1940, may be possessed or transported without a Federal permit, but shipments containing such birds, parts, nests, or eggs, must be marked as provided in paragraph (c) of this section.

(c) Every package in which Bald eagles or parts, nests, or eggs thereof are shipped or transported by any means whatever, shall be plainly and clearly marked, labeled, or tagged, on the outside thereof, to show the names and addresses of the consignor and consignee, the contents of the package, and the number of the permit, where required, under authority of which it is possessed and transported, and that the specimens contained therein are for scientific or exhibition purposes.

PART 12—AREAS CLOSED TO HUNTING

§ 12.1 List of areas.

Proclamations and orders		State	Land and waters within boundary and adjacent to, or in the vicinity of—	Citation
No.	Date			
2325	Nov. 20, 1959 Mar. 21, 1939	Alabama..... Arkansas.....	Wheeler National Wildlife Refuge..... Big Lake National Wildlife Refuge.....	24 F.R. 9513. 3 CFR, Cum. Supp.; 4 F.R. 1309.
2274	Oct. 24, 1958 Mar. 15, 1938 Oct. 7, 1950	.....do..... .....do..... Delaware.....	Holla Bend National Wildlife Refuge..... White River National Wildlife Refuge..... Bombay Hook National Wildlife Refuge.....	23 F.R. 8429. 3 F.R. 591. 15 F.R. 6858.
2758	Oct. 22, 1953 Dec. 2, 1947	Florida..... .....do.....	St. Marks National Wildlife Refuge..... Sanibel National Wildlife Refuge.....	18 F.R. 6837. 3 CFR, 1947 Supp.; 12 F.R. 8039.
2329	Apr. 10, 1939	Georgia.....	Savannah National Wildlife Refuge.....	3 CFR, Cum. Supp.; 4 F.R. 1595.
2748	Oct. 1, 1947	Illinois.....	Horseshoe Lake, Alexander County.....	3 CFR, 1947 Supp.; 12 F.R. 6521.
	Sept. 9, 1953 Oct. 2, 1958	.....do..... Iowa.....	.....do..... Upper Mississippi River Wild Life and Fish Refuge.....	18 F.R. 5495. 3 CFR, 1958 Supp.; 23 F.R. 7825.
2322	Feb. 7, 1939	Louisiana.....	LaCassine National Wildlife Refuge.....	3 CFR, Cum. Supp.; 4 F.R. 611.
2383	Jan. 24, 1940	Maryland.....	Susquehanna National Wildlife Refuge.....	3 CFR, Cum. Supp.; 5 F.R. 313.
2529	Dec. 6, 1941	.....do.....	.....do.....	3 CFR, Cum. Supp.; 6 F.R. 6347.
2817	Oct. 18, 1948	Massachusetts.....	Parker River National Wildlife Refuge.....	3 CFR, 1948 Supp.; 13 F.R. 6115.
2593	Sept. 21, 1943	Michigan.....	Lake St. Clair National Wildlife Refuge.....	3 CFR, 1943 Supp.; 8 F.R. 12921.
	Oct. 2, 1958	Minnesota.....	Upper Mississippi River Wild Life and Fish Refuge.....	3 CFR, 1958 Supp.; 23 F.R. 7825.
2200	Oct. 7, 1936	Montana.....	Red Rock Lakes Migratory Waterfowl Refuge.....	1 F.R. 1709.
2284	May 9, 1938	North Carolina.....	Pea Island National Wildlife Refuge.....	3 F.R. 912.
2129	July 18, 1935	.....do.....	Swanquarter National Wildlife Refuge.....	49 Stat. 3450.
2859	Oct. 20, 1949	Oregon.....	Malheur National Wildlife Refuge.....	3 CFR, 1949 Supp.; 14 F.R. 6825.
	Oct. 16, 1953	.....do.....	.....do.....	18 F.R. 6085.
2000	June 6, 1932	South Carolina.....	Cape Romain National Wildlife Refuge.....	47 Stat. 2513.
	Oct. 14, 1955	.....do.....	Santee National Wildlife Refuge.....	20 F.R. 7909.
2329	Apr. 10, 1939	.....do.....	Savannah National Wildlife Refuge.....	3 CFR, Cum. Supp.; 4 F.R. 1595.
	Aug. 23, 1956	Texas.....	Aransas National Wildlife Refuge.....	21 F.R. 6513.
2370	Oct. 16, 1939	Virginia.....	Back Bay National Wildlife Refuge.....	3 CFR, Cum. Supp.; 4 F.R. 4285.
	Aug. 13, 1954	.....do.....	Presquille National Wildlife Refuge.....	19 F.R. 5290.
2439	Nov. 7, 1940	Washington.....	Willapa National Wildlife Refuge.....	3 CFR, Cum. Supp.; 4 F.R. 4443.
	Oct. 2, 1958	Wisconsin.....	Upper Mississippi River Wild Life and Fish Refuge.....	3 CFR, 1958 Supp.; 23 F.R. 7825.

PART 13—IMPORTATION OF WILD MAMMALS, AND WILD BIRDS OR THEIR EGGS

Sec.

- 13.1 Meaning of terms.
 13.2 Prohibited species of wild mammals.
 13.3 Prohibited species of wild birds or their eggs.
 13.4 Prohibited species of wild birds or their eggs; exceptions.
 13.5 Importation of natural-history specimens.
 13.6 Declaration of purpose of importation.
 13.7 Compliance with other regulations.

AUTHORITY: §§ 13.1 to 13.7 issued under par. 1671, 46 Stat. 677; 19 U.S.C. 1201, par. 1671. Interpret or apply sec. 1, 62 Stat. 687, as amended; 18 U.S.C. 42.

§ 13.1 Meaning of terms.

As used in this part, terms shall have the meaning ascribed in this section.

(a) "Wild birds or mammals" refers to all birds or mammals that, whether raised in captivity or not, normally are found in a wild state.

(b) "Game birds" refers to those species of birds belonging to the following Families of birds: Anatidae, Cracidae, Tetraonidae, Phasianidae, Meleagrididae, Gruidae, Rallidae, Haematopodidae, Charadriidae, Scolopacidae, Recurvirostridae, Phalaropodidae, and Columbidae.

(c) "Non-game birds" refers to all other species of wild birds not considered as game birds under paragraph (b) of this section.

(d) "Migratory birds" refers to those species of birds listed under § 10.1 of this chapter.

§ 13.2 Prohibited species of wild mammals.

Importation into the United States or any Territory or district thereof, of the mongoose, the so-called "flying foxes" or fruit bats, the European rabbit (*Lepus cuniculus*), and the European hare (*Lepus europaeus*) is prohibited.

§ 13.3 Prohibited species of wild birds or their eggs.

Importation into the United States or any Territory or district thereof, of the English sparrow, the starling, or the eggs of such birds is prohibited.

§ 13.4 Prohibited species wild birds or their eggs; exceptions.

(a) Importation is prohibited of bird species of the genus *Acridotheres* classified as (1) *tristis* (commonly known as Common Myna, Indian Myna, or Common Ceylon Myna); (2) *cristatellus* (sometimes referred to as *Acridotheres grandis* or *Acridotheres fuscus* and commonly known as Chinese crested Myna, Siamese Yellow-billed Jungle Myna, Assam Yellow-billed Myna, Indian Jungle Myna, Jungle Myna, Malay Jungle Myna, or Buffalo Myna); (3) *gingianus* (commonly known as Bank Myna); (4) *albocinctus* (commonly known as Colared Myna): *Provided*, That such birds may be entered and used for scientific

purposes under terms and conditions prescribed in permits issued by the Directors: *And provided, further*, That such birds may be entered, without a permit, only for exhibition in public zoological parks.

(b) Importation of all other wild birds or their eggs is prohibited except:

(1) Game birds and their eggs for propagating, stocking, or scientific purposes, or for exhibition in zoological parks may be entered without a permit.

(2) Non-game birds (other than those listed in paragraph (a) of this section) may be entered, without a permit, for scientific purposes, exhibition in public zoological parks, confinement in cages, or for introduction by State or Territorial wildlife conservation agencies when such agencies have obtained written permission from the Director.

(c) None of the provisions of paragraph (b) of this section shall apply to migratory birds or their eggs, the importation of which is governed by regulations in Part 10 of this subchapter.

§ 13.5 Importation of natural-history specimens.

Nothing in this part shall restrict the importation of natural-history specimens for museums or scientific collections.

§ 13.6 Declaration of purpose of importation.

With respect to the importations allowed in this part, the importer must file with the Collector of Customs a declaration to the effect that the birds or their eggs, or the natural-history specimens are to be imported and used for a purpose allowed in this part. However, no such declaration is required for birds of the psittacine family, the importation of which is governed by regulations prescribed by the United States Public Health Service. No such declaration is required for those birds or their eggs which must be imported under permits issued by the Director.

CROSS REFERENCE: For Public Health Service regulations, see 42 CFR 72.22. For Customs regulations, see 19 CFR 12.26.

§ 13.7 Compliance with other regulations.

Any importation permitted by this part is also subject to any applicable health, quarantine, agriculture, customs, or other requirements imposed by law or by regulations of duly authorized Federal, Territorial, or State agencies.

PART 14—IMPORTATION OF FEATHERS OF WILD BIRDS

Sec.

- 14.1 Applications for importation permits.
 14.2 Filing dates for applications.
 14.3 Allocation of quotas.
 14.4 Issuance of importation permits.
 14.5 Time periods covered by permits.
 14.6 Compliance with other regulations.

AUTHORITY: §§ 14.1 to 14.6 issued under par. 1518, 46 Stat. 661, as amended; 19 U.S.C. 1001, par. 1518.

§ 14.1 Application for importation permits.

All persons desiring to share in the allocation of annual import quotas of

skins bearing feathers of the grey jungle fowl (*Gallus sonneratii*), the mandarin duck (*Dendronessa galericulata*), and the following species of pheasant: Lady Amherst pheasant (*Chrysolophus amherstiae*), golden pheasant (*Chrysolophus pictus*), silver pheasant (*Lophura nycthemera*), Reeves pheasant (*Syrnaticus reevesii*), blue-eared pheasant (*Crossoptilon auritum*), and brown-eared pheasant (*Crossoptilon mantchuricum*), must apply during the periods specified in § 14.2 by letter addressed to the Director. The application must contain the following information:

(a) Name and address of applicant; nature of business, and the purpose for which feathers are required.

(b) Port at which entry has been or is to be made.

(c) Quantity of each species of bird skin or part thereof for which an importation permit is desired.

(d) Certification, that in the case of grey jungle fowl and mandarin duck, the skins are to be used only in the manufacture of fishing flies.

§ 14.2 Filing dates for applications.

Each application for a quota allocation must be postmarked during the dates set forth in paragraphs (a) and (b) of this section in order to be considered. Filing dates are as follows:

(a) Applicants desiring to participate in the allocation of calendar year quotas shall submit applications from September 1 through September 30 of the year preceding the calendar year for which quota allocations are to be made.

(b) Applicants desiring to participate in the reallocation of such portions of the established annual quotas as may become available, shall submit applications from July 1 through July 31 of the calendar year for which the unused portions of the quota allocations were originally made.

§ 14.3 Allocation of quotas.

All applications timely filled will be considered and tentative quotas allocated by the method set forth in paragraphs (a) through (e) of this section, as promptly as possible after the closing date for filing. For the purposes of this section, the six species of pheasant named in § 14.1 shall be grouped together and considered as one species.

(a) The number of eligible applicants for skins of grey jungle fowl, mandarin duck, and pheasants, respectively, shall be divided into the quotas of skins available for the ensuing calendar year for the respective species, to determine the number of skins of each species the several applicants would be entitled to import on an equal basis.

(b) Any applicant for an allocation in an amount equal to or less than the average quantity established for all applicants pursuant to paragraph (a) of this section is entitled to receive an allocation of the quantity for which he applied.

(c) After the allocations are made under paragraph (b) of this section, all remaining unallocated quantities of skins of the respective species shall be allocated equally among those applicants who applied for more than the average

quantities determined under paragraph (a) of this section.

(d) Each applicant shall then be furnished a tabulation by Registered Mail, Return Receipt Requested, of the quantities of each species requested and the quantities proposed to be allocated to each applicant. Each applicant must then report by letter addressed to the Director, postmarked not later than 30 days after receipt of the notice of proposed allocations, that he accepts the proposed allocation. The letter must contain proof, satisfactory to the Director, that orders have been placed for the importing of his allocation of bird skins. Applicants failing to respond to the notice of proposed allocations shall be deemed to have abandoned their applications, and their proposed allocations shall become available for allocation among those applicants who have submitted the required showing. Applicants who submit the required showing by other than Registered Mail, do so at their own risk.

(e) Any quantities of bird skins of the respective species which become available for allocation through the failure of applicants to submit the proper showing as required in paragraph (d) of this section, shall promptly be allocated among those applicants whose requests were not satisfied in full; using the methods prescribed in paragraphs (a) through (c) of this section to determine the additional quantity of skins allowable to each such applicant.

§ 14.4 Issuance of importation permits.

As soon as practicable after the annual allocations have been determined, the quotas allocated to the successful applicants shall be evidenced by importation permits, issued in letter form, directed to the respective Collectors of Customs at the Ports of Entry specified in the applications. Such permits shall authorize the entry, or withdrawal from warehouse, of the quantities of bird skins allocated to each applicant. Until such time as it shall be found necessary to reduce the import quota established for pheasants, importation permits will not differentiate between the six species of pheasant named in § 14.1, but will authorize the importation of a stated number of pheasant skins in the aggregate, without specifying the species. A copy of the importation permit will be furnished each successful applicant as notice to him of his allocation. Importation permits are nontransferable and are subject to cancellation only if it is determined that the permit has been mistakenly issued, that the applicant has made a material misrepresentation in connection therewith, or if the permittee informs the Director that he will be unable to bring or import his quota of bird skins into the United States during the period specified in the permit. Permits are subject to the further conditions set forth in § 14.5.

§ 14.5 Time periods covered by permits.

Importation permits covering the calendar year quota allocations are issued as of January 1, and remain in effect through June 30 of the year of issue. No extension of time shall be granted on

a permit and any portion of the quota allocations which become available through surrender or nonuse of a permit, in whole or in part, of permits expiring on June 30 of the year of issue, shall be reallocated among applicants who submit proper applications in accordance with § 14.2(b). The provisions of § 14.3 (a) through (c) do not apply to the reallocation of the quantities of bird skins found to be available after June 30 of each year, but the skins will be allocated equally, with regard to the species requested, among all applicants. If the quantities of the respective species are insufficient to permit equal reallocation among all applicants, preference shall be given to the applications bearing the earliest postmark. Importation permits showing the reallocations made pursuant to this section shall be issued as promptly as possible after July 31 and remain in effect through December 31 of the year of issue. No extension of time shall be granted on permits covering reallocations, and any portion of the quotas so reallocated which are not imported through surrender or nonuse of reallocation permits, in whole or in part, on or before December 31 of the year of issue, shall lapse and no further allocations thereof shall be made.

§ 14.6 Compliance with other regulations.

Any importation permitted by the regulations in this part is also subject to any applicable health, quarantine, customs, or other requirements imposed by law or by regulation of duly authorized Federal or State agencies and municipalities.

PART 15—TRANSPORTATION OF GAME MAMMALS TO AND FROM MEXICO

Sec.

15.1 Scope of regulations.

15.2 Transportation to Mexico.

15.3 Transportation from Mexico.

AUTHORITY: §§ 15.1 to 15.3 issued under sec. 4, 40 Stat. 755, as amended; 16 U.S.C. 705. E. O. 10250, 16 F.R. 5385, 3 CFR 1949-1953 Comp.

§ 15.1 Scope of regulations.

The regulations in this part govern the importation and exportation of those species of game mammals specified in the terms of the convention between the United States and the United Mexican States for the protection of migratory birds and game mammals, concluded February 7, 1936 (50 Stat. 1311). These species are antelope, mountain sheep, deer, bear, peccary, squirrel, rabbit, and hare.

§ 15.2 Transportation to Mexico.

Game mammals, dead or alive, or parts or products thereof, taken in and transported from the United States or any territory subject to its jurisdiction may be transported to Mexico, if the importation is not prohibited by Mexican law or regulation. The transporter must present to the Collector of Customs at the Port of Exit a certificate of an official, warden, agent, or other officer of the game department of the State or ter-

ritory, that such game mammals, or parts or products thereof, which must be listed in the certificate, were taken or acquired and are being transported in compliance with the laws and regulations of the State or territory.

§ 15.3 Transportation from Mexico.

Game mammals, dead or alive, or their parts or products, may be transported from Mexico into the United States if accompanied by a Mexican export permit. If alive, the mammals must also be accompanied by such permit as may be required under regulations of the Secretary of the Treasury (19 CFR 12.26), relating to the transportation of wild birds and other animals under humane and healthful conditions: *Provided*, That their possession in any State or territory of the United States shall be subject to the laws of such State or territory.

CROSS REFERENCE: For Bureau of Animal Industry regulations relating to importation of certain animals and poultry and certain animal and poultry products from Mexico, see 9 CFR Part 92.

SUBCHAPTER C—THE NATIONAL WILDLIFE REFUGE SYSTEM

PART 25—GENERAL PROVISIONS

- Sec.
- 25.1 Definitions.
- 25.2 Purpose.
- 25.3 State cooperation in wildlife refuge area management.
- 25.4 Joint administration.
- 25.5 Emergency closure.

AUTHORITY: §§ 25.1 to 25.5 issued under R.S. 161, as amended, sec. 2, 33 Stat. 614, as amended, sec. 5, 43 Stat. 651, sec. 5, 45 Stat. 449, sec. 10, 45 Stat. 1224, sec. 4, 48 Stat. 402, as amended, sec. 2, 48 Stat. 1270; 5 U.S.C. 22, 16 U.S.C. 685, 725, 690d, 7151, 664; 43 U.S.C. 315a.

§ 25.1 Definitions.

As used in the rules and regulations of this subchapter: "Big game" means large game mammals, including moose, elk, caribou (Rangifer), deer, mountain and Dall's sheep (Ovis), mountain goat, antelope (pronghorn), bear and peccary. "Game range" means any area of public land administered jointly by the Bureau of Sport Fisheries and Wildlife and the Bureau of Land Management for the protection and management of wildlife resources and for the grazing of domestic livestock under the terms of an Executive or Public Land Order establishing a specific area.

"Migratory game bird" means and refers to those species of birds listed under § 10.1 of this chapter.

"National wildlife refuge" means any of those areas, except game ranges, owned or controlled by the United States and administered for the benefit of wildlife by the Bureau of Sport Fisheries and Wildlife as a part of the National Wildlife Refuge System.

"Range animal" means any animal fenced and managed on any wildlife refuge area.

"Special regulations" means those regulations within this subchapter used to announce and regulate the annual public hunting and sport fishing activity on individual wildlife refuge areas.

"Upland game" means any small resident game mammal or any resident game bird.

"Wildlife refuge area" means any National Wildlife Refuge or game range.

§ 25.2 Purpose.

All wildlife refuge areas are maintained for the fundamental purpose of developing a national program of wildlife conservation and rehabilitation. These areas are dedicated to wildlife found thereon and for the restoration, preservation, development and management of wildlife habitat; for the protection and preservation of endangered or rare wildlife and their associated habitat; and for the management of wildlife, in order to obtain maximum production for perpetuation, distribution, dispersal, and utilization. This subchapter effectuates these primary objectives in accordance with the obligations of the United States under the treaties with Great Britain and the United Mexican States, and allows public enjoyment of wildlife refuge areas consistent with these objectives.

§ 25.3 State cooperation in wildlife refuge area management.

State cooperation may be enlisted in management programs including the regulation and operation of public hunting, fishing, and recreation programs on wildlife refuge areas. The details of these programs shall be mutually agreed upon by the Secretary and the head of the appropriate State agency in cooperative agreements executed for the purpose. Persons entering upon the wildlife refuge area shall comply with all regulations issued by the State agency under the terms of the cooperative agreement.

§ 25.4 Joint administration.

The Bureau, in the development and management of conservation programs on wildlife refuge areas may cooperate with other Federal agencies under the terms of approved agreements. Wildlife refuge areas on lands jointly administered with another Federal agency shall be subject to the laws, rules, and regulations of that agency as well as of the Bureau.

§ 25.5 Emergency closure.

All or any part of a wildlife refuge area may be closed to public access and use in the event of an emergency endangering life or property.

PART 26—RESTRICTED OR PROHIBITED ACTS

- Sec.
- 26.1 General.
- 26.2 Trespassing.
- 26.3 Entry and use.
- 26.4 Animal trespass.
- 26.5 Hunting.
- 26.6 Fishing.
- 26.7 Trapping.
- 26.8 Molesting, injuring and damaging plant and animal life.
- 26.9 Introduction of plant and animal life.
- 26.10 Destruction or removal of property.
- 26.11 Artificial lights.
- 26.12 Firearms and explosives.
- 26.13 Weapons other than firearms.

- Sec.
- 26.14 Vehicles.
- 26.15 Use of boats.
- 26.16 Field trials.
- 26.17 Fires.
- 26.18 Private structures.
- 26.19 Disposal of waste.
- 26.20 Disorderly conduct.
- 26.21 Interference with persons engaged in authorized activities.
- 26.22 Abandonment of property.
- 26.23 Advertising.
- 26.24 Private operations.
- 26.25 Gambling.
- 26.26 Begging.
- 26.27 Motion or sound pictures.
- 26.28 Search and removal of valued objects.
- 26.29 Prospecting and mining.
- 26.30 Audio equipment.
- 26.31 Tampering with equipment.
- 26.32 Operations of aircraft.

AUTHORITY: §§ 26.1 to 26.32 issued under R.S. 161, as amended, sec. 2, 33 Stat. 614, as amended, sec. 5, 43 Stat. 651, sec. 5, 45 Stat. 449, sec. 10, 45 Stat. 1224, sec. 4, 48 Stat. 402, as amended, sec. 2, 48 Stat. 1270; 5 U.S.C. 22, 16 U.S.C. 685, 725, 690d, 7151, 664; 43 U.S.C. 315a.

§ 26.1 General.

The prohibitions and restrictions enumerated in this part shall apply to all persons entering upon wildlife refuge areas and to their conduct thereon. These prohibitions and restrictions do not apply to official Federal operations nor to State operations permitted by the regulations in this subchapter, nor to persons engaged in performing these operations.

§ 26.2 Trespassing.

Trespassing on any wildlife refuge area is prohibited.

§ 26.3 Entry and use.

The entering, occupying, using, or being upon any wildlife refuge area is prohibited except as may be otherwise authorized in this subchapter or in other applicable Federal regulations.

§ 26.4 Animal trespass.

Cats, dogs, cattle, and other domestic animals shall not be permitted to enter upon any wildlife refuge area or to roam at large upon such an area, except as specifically authorized in this subchapter or in other applicable Federal regulations.

§ 26.5 Hunting.

Hunting, killing, capturing, taking, or attempting to hunt, kill, capture or take any animal on any wildlife refuge area is prohibited except as may be authorized under the provisions of Parts 28, 31, and 32 of this chapter.

§ 26.6 Fishing.

Fishing, taking, seining, or attempting to fish, take, seine, any fish, amphibian, or other aquatic animal on any wildlife refuge area is prohibited except as may be authorized under the provisions of Parts 28, 31, and 33 of this chapter.

§ 26.7 Trapping.

Trapping or attempting to trap animal life on any wildlife refuge area is prohibited except as may be authorized under the provisions of Parts 28 and 31 of this chapter.

§ 26.8 Molesting, injuring, and damaging plant and animal life.

Molesting, disturbing, injuring, spearing, poisoning, destroying or attempting to molest, disturb, injure, spear, poison or destroy any plant or animal life on any wildlife refuge area is prohibited.

§ 26.9 Introduction of plant and animal life.

Plant and animal life taken elsewhere shall not be introduced, liberated, or placed on any wildlife refuge area.

§ 26.10 Destruction or removal of property.

The destruction, injury, defacement, disturbance, or removal of any public property from any wildlife refuge area is prohibited.

§ 26.11 Artificial lights.

No person shall use or direct the rays of a spotlight or other artificial light, or automotive headlights for the purpose of spotting, locating or taking any animal within the boundaries of any wildlife refuge area or along rights-of-way for public or private roads within a wildlife refuge area.

§ 26.12 Firearms and explosives.

Carrying, possessing, or discharging firearms or explosives on any wildlife refuge area is prohibited except as may be authorized under the provisions of Part 28 of this chapter.

§ 26.13 Weapons other than firearms.

The possession or use of cross bows, bows and arrows, air guns, or other weapons on wildlife refuge areas is prohibited except that bows and arrows may be used in approved hunting and recreation programs when authorized under the provisions of this subchapter.

§ 26.14 Vehicles.

Travel in or use of vehicles is prohibited in wildlife refuge areas except on public highways and on roads, camp grounds and parking areas designated and posted for travel and public use by the officer in charge.

§ 26.15 Use of boats.

The use of boats in wildlife refuge areas is prohibited except as may be authorized under the provisions of Part 28 of this chapter.

§ 26.16 Field trials.

The conducting or operation of field trials for dogs on wildlife refuge areas is prohibited except as may be authorized by special permit.

§ 26.17 Fires.

On all wildlife refuge areas persons are prohibited from (a) setting on fire or causing to be set on fire any timber, brush, grass, or other inflammable material except as authorized by the officer in charge or at locations designated by him for that purpose within public-use areas; (b) building a campfire in such manner that it is likely to spread or be difficult to extinguish; (c) leaving a fire unattended or not completely extinguished; (d) throwing or placing a burning cigarette, match, or any other ignited substance in any place where it

may start a fire; (e) discharging any kind of fireworks or explosive on any part of such areas; or (f) smoking on any lands including roads which have been designated and posted with no smoking signs.

§ 26.18 Private structures.

No person shall without proper authority construct, install, or maintain any building, log boom, pier, dock, fence, wall, pile, anchorage, or other structure or obstruction on any wildlife refuge area.

§ 26.19 Disposal of waste.

The dumping, disposing or littering in any manner of garbage, refuse, spoil, sludge, earth, rock, or other debris on any wildlife refuge area except at points designated by the officer in charge, or the draining or dumping of oil, acids, or poisons in, or otherwise polluting any waters, water holes, streams or other areas within any wildlife refuge area is prohibited.

§ 26.20 Disorderly conduct.

Disturbance of the peace or other disorderly conduct on any wildlife refuge area is prohibited. No person who is obviously intoxicated shall enter or remain upon any wildlife refuge area.

§ 26.21 Interference with persons engaged in authorized activities.

The disturbing, molesting, or interfering with any employee of the United States or of any local or State Government engaged in official business, or with any private person engaged in the pursuit of an authorized activity on any wildlife refuge area is prohibited.

§ 26.22 Abandonment of property.

Abandoning, discarding, or otherwise leaving any personal property in any wildlife refuge area is prohibited.

§ 26.23 Advertising.

Posting, distributing, or otherwise displaying private or public notices, advertisements, announcements or displays of any kind in any wildlife refuge area, other than business designations carried on private vehicles or boats, is prohibited.

§ 26.24 Private operations.

Soliciting business or conducting a commercial enterprise on any wildlife refuge area is prohibited unless properly authorized.

§ 26.25 Gambling.

Gambling in any form, or the operation of gambling devices, for money or otherwise, on any wildlife refuge area is prohibited.

§ 26.26 Begging.

Begging on any wildlife refuge area is prohibited. Soliciting of funds for the support or assistance of any cause or organization is also prohibited unless properly authorized.

§ 26.27 Motion or sound pictures.

The taking or filming of any motion or sound picture which needs a script, cast, schedule, or "props" on any wildlife refuge area is prohibited unless authorized under the provisions of 43 CFR Part 5.

§ 26.28 Search and removal of valued objects.

Persons are prohibited from searching for or removing from wildlife refuge areas objects of antiquity except as may be authorized by 43 CFR Part 3. Persons are prohibited from searching for buried treasure, treasure trove, valuable semiprecious rocks, stones or mineral specimens unless authorized by special permit.

§ 26.29 Prospecting and mining.

Prospecting for metal deposits or locating or filing mining claims on National Wildlife Refuges is prohibited. Prospecting or removal of minerals from wildlife refuge areas is prohibited except as may be authorized under the provisions of 43 CFR 192.9.

§ 26.30 Audio equipment.

The operation or use of radios, recording devices, loudspeakers or other sound or electrical equipment in a manner which disturbs animal life or annoys other persons on any wildlife refuge area is prohibited.

§ 26.31 Tampering with equipment.

No person shall operate or tamper with any motor vehicle, boat, equipment, machinery, or other implement on any wildlife refuge area unless he has been authorized to do so.

§ 26.32 Operations of aircraft.

The unauthorized operation of aircraft at low altitudes over, or the unauthorized landing of aircraft on a wildlife refuge area is prohibited, except in the event of emergency.

PART 27—ENFORCEMENT PROVISIONS

Sec.	
27.1	Exhibition of permits.
27.2	Revocation of permits.
27.3	Impoundment of abandoned property.
27.4	Impounding of domestic animals.
27.5	Control of dogs and cats.
27.6	Traffic violations; penalties.
27.7	Boating violations; penalties.
27.8	Fires.
27.9	Timber trespass.
27.10	Penalties.

AUTHORITY: §§ 27.1 to 27.10 issued under R.S. 161, as amended, sec. 2, 33 Stat. 614, as amended, sec. 5, 43 Stat. 651, sec. 5, 45 Stat. 449, sec. 10, 45 Stat. 1224, sec. 4, 48 Stat. 402, as amended, sec. 2, 48 Stat. 1270; 5 U.S.C. 22, 16 U.S.C. 685, 725, 690d, 715i, 664; 43 U.S.C. 315a.

§ 27.1 Exhibition of permits.

Any person on a wildlife refuge area shall upon request by an authorized employee of the Department exhibit the required Federal or State permit or license authorizing his presence and activity on the area and shall furnish such other information for identification purposes as may be requested.

§ 27.2 Revocation of permits.

If advantageous to the United States, a permit may be terminated at any time by agreement with the permittee; it may be revoked for noncompliance with the terms thereof or of the regulations in this subchapter, for nonuse, or for violation of any law, regulation, or order applicable to the area, or for violation of any

State or Federal wildlife conservation law; and it is at all times subject to discretionary revocation.

§ 27.3 Impoundment of abandoned property.

Any property abandoned or left unattended without authority on any wildlife refuge area for a period in excess of 72 hours is subject to removal. The expense of the removal shall be paid for by the person owning or claiming ownership of the property. Such property is subject to sale or other disposal after 3 months, in accordance with section 203m of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C. sec. 484m) and regulations issued thereunder. Former owners may apply within 3 years for reimbursement for such property, subject to disposal and storage costs and similar expenses, upon sufficient proof of ownership.

§ 27.4 Impounding of domestic animals.

(a) Any animal trespassing on the lands of any wildlife refuge area may be impounded and disposed of in accordance with State statutes insofar as they may be applicable. In the absence of such State statutes, the animals shall be disposed of in accordance with this section.

(b) If the owner is known, prompt written notice of the impounding will be served in person with written receipt obtained or delivery by certified mail with return receipt requested. In the event of his failure to remove the impounded animal within five (5) days from receipt of such notice, it will be sold or otherwise disposed of as prescribed in this section.

(c) If the owner is unknown, no disposition of the animal shall be made until at least fifteen (15) days have elapsed from the date a legal notice of the impounding has been posted at the county courthouse and in a newspaper of general circulation in the county in which the trespass took place.

(d) The notice shall state when and where the animal was impounded and shall describe it by brand or earmark, or distinguishing marks or by other reasonable identification. The notice shall specify the time and place the animal will be offered at public sale to the highest bidder, in the event it is not claimed or redeemed. The notice shall reserve the right of the official conducting the sale to reject any and all bids so received.

(e) Prior to such sale, the owner may redeem the animal by submitting proof of ownership and paying all expenses of the United States for capturing, impounding, advertising, care, forage and damage claims.

(f) If an animal impounded under this section is offered at public sale and no bid is received or if the highest bid received is an amount less than the claim of the United States, the animal may be sold at private sale for the highest amount obtainable, or be condemned and destroyed or converted to the use of the United States by order of the Secretary. Upon the sale of any animal in accord-

ance with this section, the buyer shall be issued a certificate of sale.

(g) In determining the claim of the Government in all livestock trespass cases on wildlife refuge areas, the value of forage consumed shall be computed at the commercial unit rate prevailing in the locality for that class of livestock. In addition, the claim shall include damages to wildlife refuge area property injured or destroyed, and all the related expenses incurred in impounding, caring for and disposing of the animal. The salary of Bureau employees for the time spent in and about the investigations, reports, and settlement or prosecution of the case shall be pro rated in computing the expense. Payment of claims due the United States shall be made by certified check or postal money order payable to the Bureau of Sport Fisheries and Wildlife.

§ 27.5 Control of dogs and cats.

Dogs or cats running at large on a wildlife refuge area or found in the act of pursuing or molesting wildlife may be impounded pursuant to the provisions of § 27.4 or if necessary may be killed to protect wildlife.

§ 27.6 Traffic violations: penalties.

Persons on a wildlife refuge area violating Federal or State traffic laws or regulations may be required to remove themselves from the area. Such offenders may further be subject to the penalty provisions of § 27.10.

§ 27.7 Boating violations: penalties.

Persons on a wildlife refuge area violating Federal or State boating laws or regulations may be required to remove themselves from the area. Such offenders may further be subject to the penalty provisions of § 27.10.

§ 27.8 Fires.

Any person violating sections 1855-1856 of the Criminal Code (18 U.S.C. 1855-1856) as they pertain to fires on wildlife refuge area lands of the United States shall be subject to civil action and to the penalty provisions of the law.

§ 27.9 Timber trespass.

Any person violating sections 1852-1853 of the Criminal Code (18 U.S.C. 1852-1853) as they pertain to timber on wildlife refuge area lands of the United States shall be subject to civil action and to the penalty provisions of the law.

§ 27.10 Penalties.

Failure of any person, utilizing the resources of any wildlife refuge area or enjoying any privilege of use thereon for any purpose whatsoever, to comply with any of the provisions, conditions, restrictions, or requirements of this subchapter or to comply with any applicable provisions of Federal or State law may render such person liable to:

(a) The penalties as prescribed by law.

(b) Invalidation of permission to enter or be upon the area.

(c) Denial of future privileges on wildlife refuge areas.

PART 28—PUBLIC ACCESS AND USE

Sec.	
28.1	Access to areas.
28.2	Access to headquarters.
28.3	Access when escorted.
28.4	Access for economic use privileges.
28.5	Recreational use.
28.6	Emergency shelter.
28.7	Use of roads and trails.
28.8	Operation of vehicles.
28.9	Recreational activities.
28.10	Operation of boats.
28.11	Water skiing.
28.12	Firearms.
28.13	Fires.
28.14	Scientific study.
28.15	Scientific specimens.
28.16	Archeological study.
28.17	Public safety.
28.18	Public sanitation.
28.19	Reporting of accidents.
28.20	Lost and found articles.

AUTHORITY: §§ 28.1 to 28.20 issued under R.S. 161, as amended, sec. 2, 33 Stat. 614, as amended, sec. 5, 43 Stat. 651, sec. 5, 45 Stat. 449, sec. 10, 45 Stat. 1224, sec. 4, 48 Stat. 402, as amended, sec. 2, 48 Stat. 1270; 5 U.S.C. 22, 16 U.S.C. 685, 725, 690d, 7151, 664; 43 U.S.C. 315a.

§ 28.1 Access to areas.

Entry to any wildlife refuge area shall be only under appropriate permit issued for the purpose, unless otherwise provided in this subchapter.

§ 28.2 Access to headquarters.

The headquarters office of any wildlife refuge area shall be open to public access and admission during regularly established hours of business.

§ 28.3 Access when escorted.

A permit is not required for access to any part of a wildlife refuge area by a person when accompanied by the officer in charge.

§ 28.4 Access for economic use privileges.

Access to and travel upon wildlife refuge areas by persons granted economic use privileges on wildlife refuge areas shall be in strict accordance with the provisions of their agreement, lease, or permit.

§ 28.5 Recreational use.

A permit is not required for entry and temporary use for recreational or other appropriate purposes of a campsite or other area specifically designated for the use of the public under such conditions as may be prescribed.

§ 28.6 Emergency shelter.

A permit is not required for access to any wildlife refuge area for temporary shelter or temporary protection in the event of emergency conditions.

§ 28.7 Use of roads and trails.

Entrance to, travel on, and exit from any wildlife refuge area is permitted on such roads, trails, footpaths, walkways, or other routes as are posted or otherwise designated for public use.

§ 28.8 Operation of vehicles.

Vehicles may operate within wildlife refuge areas, subject to the following operating requirements:

(a) The vehicles shall be mechanically safe and shall be operated in a safe and proper manner so as not to endanger life and property.

(b) The operation of vehicles within a wildlife refuge area shall conform to the laws of the State in which the area is located governing the operation of such vehicles except where further restricted by or under the provisions of this subchapter.

(c) No person shall operate any vehicle while under the influence of intoxicating liquor, narcotics, or tranquilizing drugs.

(d) Drivers of all vehicles operated within a wildlife refuge area shall comply with the directions of all official traffic signs posted on the area and with the directions of authorized Federal or State personnel.

(e) The speed of any vehicle being operated within a wildlife refuge area shall be kept within such limits as may be necessary to avoid accidents, or injury to wild animals or birds within the area. Vehicle speed limits are thirty-five miles an hour except where otherwise posted.

(f) Load and weight limitations, as may be necessary, shall be those prescribed and posted from time to time. Such limitations shall be complied with by the operators of all vehicles using the roads of the areas. Schedules showing load and weight limitations for the different roads within the areas are available at the wildlife refuge area headquarters.

(g) The parking or leaving unattended of any vehicle on any wildlife refuge area, or upon public roads where title to the land is vested in the United States, shall be limited to those places posted for that purpose.

§ 28.9 Recreational activities.

Picnicking, baseball, skating, camping, bathing, and similar activities may be conducted on such areas and under such conditions as are designated by posting.

§ 28.10 Operation of boats.

The use of boats may be permitted in accordance with public recreation, hunting and fishing programs on wildlife refuge areas. When the use of boats is permitted, the following operational requirements and limitations shall apply:

(a) A permit may be required before any boat is placed in or allowed to operate upon the waters of any wildlife refuge area.

(b) All boats operated on wildlife refuge area waters shall conform with the provisions of applicable Federal, State, and local laws and regulations, the provisions of this subchapter and the terms and conditions of boat and motor specifications and operation as posted or otherwise designated.

(c) No person shall operate any boat in a manner which shall unreasonably interfere with other boats or with the free and proper navigation of the waterways of the areas. Anchoring of boats in heavily traveled channels in main thoroughfares, or in any other place where they may constitute a hazard is prohibited.

(d) Government-owned docks, piers, and floats shall not be used for loading and unloading of boats, except in emergencies or unless specifically authorized.

(e) No person shall operate a boat so as to endanger the life or safety of any person.

(f) Boats shall be operated only at speeds which will permit the operator to exercise full control of the boat and to decrease speed or stop as may be necessary to avoid collision.

(g) No boat, except sailboats, shall be operated with any person riding or sitting on the gunwales or on the decking over the bow.

(h) No person shall operate any boat while under the influence of intoxicating liquor, narcotics, or tranquilizing drugs.

§ 28.11 Water skiing.

(a) Water skiing, where authorized in a wildlife refuge area, is permitted only during daylight hours and on those waters of the area appropriately posted or otherwise designated.

(b) There must be two competent persons in the boat, with one acting as observer when a skier is in "tow."

(c) The direction of a tow boat when circling shall be counterclockwise.

(d) Skiers must wear lifejackets of a type that will support an unconscious person in water.

(e) Water skiing is prohibited within 300 feet of harbors, swimming beaches, and mooring areas, within 100 feet of any person swimming outside a designated swimming area, and in any areas designated by posting or otherwise as closed to water skiing.

§ 28.12 Firearms.

The following persons may possess, use, or transport firearms on wildlife refuge areas in accordance with Federal and State law:

(a) Persons authorized to take specimens of wildlife for scientific purposes on any area when the use of firearms is necessary for such purposes.

(b) Persons authorized by special permit to possess or use firearms on areas for the protection of property, for field trials, and for other special purposes.

(c) Persons carrying unloaded firearms that are dismantled or cased over regularly established routes of travel.

(d) Persons commercially transporting weapons and explosives in accordance with State or Federal laws and regulations.

(e) Persons using firearms for public hunting under the provisions of Part 32 of this chapter.

§ 28.13 Fires.

The use of fires on wildlife refuge areas may be permitted in accordance with State or local law and approved recreational and management rules and procedures posted on wildlife refuge areas or as authorized in permits.

§ 28.14 Scientific study.

The use of wildlife refuge areas for scientific study is encouraged. Permits may be obtained without charge for entry onto refuge areas for scientific study and for similar purposes.

§ 28.15 Scientific specimens.

The collection of specimens of plant and animal life by recognized scientific institutions and Government agencies may be authorized under special permit.

§ 28.16 Archeological study.

Permits may be granted for archeological studies on wildlife refuge areas in accordance with the provisions of 43 CFR, Part 3.

§ 28.17 Public safety.

Persons using wildlife refuge areas shall comply with the safety regulations posted for each individual area, and with any safety clauses which may be included in use permits.

§ 28.18 Public sanitation.

Any person using a wildlife refuge area shall comply with the sanitary regulations posted for areas and with the sanitation clauses which may be included in permits.

§ 28.19 Reporting of accidents.

(a) Any accident of whatever nature occurring within the boundaries of any wildlife refuge area shall be reported as soon as possible by the persons involved, to the officer in charge, or other Federal personnel on duty at the wildlife refuge area headquarters.

(b) No motor vehicle involved in an accident shall be moved until an investigating officer arrives at the scene, unless it constitutes a traffic or safety hazard.

§ 28.20 Lost and found articles.

Lost articles or money found on a wildlife refuge area shall be turned in immediately to the nearest refuge office.

PART 29—LAND USE MANAGEMENT

Subpart A—General Rules

Sec.	
29.1	Use of natural resources.
29.2	Cooperative land management.
29.3	Nonconforming uses.
29.4	Facilitating services.
29.5	Fees.

Subpart B—Rights-of-Way

29.21	Rights-of-way.
29.22	Fees.

Subpart C—Mineral Operations

29.31	Mineral ownerships in the United States.
29.32	Mineral rights reserved and excepted.

AUTHORITY: §§ 29.1 to 29.32 issued under R.S. 161, as amended, sec. 2, 33 Stat. 614, as amended, sec. 5, 43 Stat. 651, sec. 5, 45 Stat. 449, sec. 10, 45 Stat. 1224, sec. 4, 48 Stat. 402, as amended, sec. 2, 48 Stat. 1270; 5 U.S.C. 22, 16 U.S.C. 685, 725, 690d, 715i, 664; 43 U.S.C. 315a.

Subpart A—General Rules

§ 29.1 Use of natural resources.

Public or private economic use of the natural resources of any wildlife refuge area may be authorized in accordance with section 401 of the Act of June 15, 1935 (49 Stat. 383, 16 U.S.C., sec. 715s), where the use may contribute to or is related to the administration of the area. Economic use shall be authorized by appropriate permit only when the au-

thorized activity on a wildlife refuge area will not be incompatible with the purposes for which the refuge was established. Persons exercising economic privileges on refuge areas will be subject to the applicable provisions of this subchapter and of other applicable laws and regulations governing wildlife refuge areas. Permits for economic use will contain such terms and conditions as are determined to be necessary for the proper administration of the resources. Economic use in this section includes but is not limited to grazing livestock; harvesting hay and stock feed; removing timber, firewood or other natural products of the soil; removing shell, sand or gravel; cultivating areas; or engaging in operations that facilitate approved programs on wildlife refuge areas.

§ 29.2 Cooperative land management.

Cooperative agreements with persons for crop cultivation, haying, grazing, or the harvest of vegetative products, including plant life, growing with or without cultivation on wildlife refuge areas may be executed on a share-in-kind basis when such agreements are in aid of or benefit to the wildlife management of the area.

§ 29.3 Nonconforming uses.

Uses of wildlife refuge area lands that make no contribution to the primary objective of the program for any individual area or are in no way related to that objective are classed as nonconforming uses. Permission for such uses will be granted only when it is in the public interest to do so.

§ 29.4 Facilitating services.

Accommodations for the public may be provided through permit or contract with individual or public or private agencies on wildlife refuge areas that are open to public use. When required to facilitate the recreational enjoyment of the public, such contracts or permits may be executed where:

(a) There is a demonstrated need to facilitate hunting, fishing, and outdoor recreation, and

(b) Isolation and heavily concentrated public use demonstrates a genuine necessity for such things as lodging, boat rentals, food, drink, bait, and other services, and

(c) Facilities and services can be made available to the public without undue interference with the primary objectives for which the specific areas were established.

§ 29.5 Fees.

Fees and charges for the grant of privileges on wildlife refuge areas and for the sale of products taken therefrom, where not otherwise prescribed by law or regulation, shall be set at a rate commensurate with fees and charges for similar privileges and products made by private land owners in the vicinity or in accordance with their local value. Fees or rates of charge for products and privileges may be based either on a monetary exchange or on a share in kind of the resource or product.

Subpart B—Rights-of-Way

§ 29.21 Rights-of-way.

(a) Rights-of-way for various purposes on wildlife refuge areas are the subject of various Federal statutes and regulations, including provisions contained in 43 CFR Part 244. Rights-of-way on wildlife refuge lands may also be granted by revocable permit where such rights-of-way will not interfere with the operation of the refuge and are deemed to be in the public interest.

(b) Permits for rights-of-way shall require of the permittee that in the exercise of his privilege he will comply with all applicable Federal laws and regulations and that he will not interfere with the development, maintenance, or management of the refuge. In addition, the permit may contain such special terms and conditions, not inconsistent with law or with other applicable regulations, as may be deemed necessary by the Bureau or the Bureau of Land Management.

§ 29.22 Fees.

(a) Charges for rights-of-way on wildlife refuge areas, where not prescribed by law or by other regulations of the Department, shall be set at a rate commensurate with charges made for similar rights-of-way privileges by private landowners in the vicinity.

(b) Payment of fees may be either on an annual rental basis or by lump sum payments covering specified periods.

Subpart C—Mineral Operations

§ 29.31 Mineral ownerships in the United States.

Where mineral rights to lands in wildlife refuge areas are vested in the United States, the provisions of 43 CFR 191.6 and 192.9 govern.

§ 29.32 Mineral rights reserved and excepted.

Persons holding mineral rights in wildlife refuge lands by reservation in the conveyance to the United States and persons holding mineral rights in such lands which rights vested prior to the acquisition of the lands by the United States shall, to the greatest extent practicable, conduct all exploration, development, and production operations in such a manner as to prevent damage, erosion, pollution, or contamination to the lands, waters, facilities, and vegetation of the area. So far as is practicable, such operations must also be conducted without interference with the operation of the refuge or disturbance to the wildlife thereon. Physical occupancy of the area must be kept to the minimum space compatible with the conduct of efficient mineral operations. Persons conducting mineral operations on refuge areas must comply with all applicable Federal and State laws and regulations for the protection of wildlife and the administration of the area. Oil field brine, slag, and all other waste and contaminating substances must be kept in the smallest practicable area, must be confined so as to prevent escape as a result of rains and high water or otherwise, and must be re-

moved from the area as quickly as practicable in such a manner as to prevent contamination, pollution, damage, or injury to the lands, waters, facilities, or vegetation of the refuge or to wildlife. Structures and equipment must be removed from the area when the need for them has ended. Upon the cessation of operations the area shall be restored as nearly as possible to its condition prior to the commencement of operations. Nothing in this section shall be applied so as to contravene or nullify rights vested in holders of mineral interests on refuge lands.

PART 30—RANGE AND FERAL ANIMAL MANAGEMENT

Subpart A—Range Animals

- Sec.
30.1 Surplus range animals.
30.2 Disposition of surplus range animals.

Subpart B—Feral Animals

- 30.11 Control of feral animals.
30.12 Disposition of feral animals.

AUTHORITY: §§ 30.1 to 30.12 issued under R.S. 161, as amended, sec. 2, 33 Stat. 614, as amended, sec. 5, 43 Stat. 651, sec. 5, 45 Stat. 449, sec. 10, 45 Stat. 1224, sec. 4, 48 Stat. 402, as amended, sec. 2, 48 Stat. 1270; 5 U.S.C. 22, 16 U.S.C. 685, 725, 690d, 715i, 664; 43 U.S.C. 315a.

Subpart A—Range Animals

§ 30.1 Surplus range animals.

Range animals on fenced wildlife refuge areas, including buffalo, elk, and longhorn cattle, determined to be surplus to the needs of the conservation program may be planned and scheduled for disposal.

§ 30.2 Disposition of surplus range animals.

Disposition shall be made only during regularly scheduled disposal program periods, except in the event of emergency conditions affecting the animals or their range. Surplus range animals may be disposed of subject to State and Federal health laws and regulations and to the following:

(a) Live animals may be:

(1) Sold on the open market.

(2) Donated to public agencies or institutions that are entirely tax supported, for scientific, exhibition, or propagation purposes.

(b) Butchered, dressed and processed animals shall be sold on the open market.

Subpart B—Feral Animals

§ 30.11 Control of feral animals.

(a) Feral animals, including horses, burros, cattle, swine, sheep, goats, reindeer, dogs, and cats, without ownership that have reverted to the wild from a domestic state may be taken by authorized Federal or State personnel or by private persons operating under permit in accordance with applicable provisions of Federal or State law or regulation.

§ 30.12 Disposition of feral animals.

Feral animals taken on wildlife refuge areas may be disposed of by sale on the open market, gift or loan to public or

private institutions for exhibition or propagation, and as otherwise provided in section 401 of the Act of June 15, 1935 (49 Stat. 383, 16 U.S.C. 715s).

PART 31—WILDLIFE SPECIES MANAGEMENT

Subpart A—Surplus Wildlife

- Sec.
31.1 Determination of surplus wildlife populations.
31.2 Methods of surplus wildlife population control and disposal.

Subpart B—Terms and Conditions of Wildlife Reduction and Disposal

- 31.11 Donation and loan of wildlife specimens.
31.12 Sale of wildlife specimens.
31.13 Commercial harvest of fishery resources.
31.14 Official animal control operations.
31.15 Public hunting and fishing programs.
31.16 Trapping programs.
31.17 Disposal of furs and pelts.

AUTHORITY: §§ 31.1 to 31.17 issued under R.S. 161, as amended, sec. 2, 33 Stat. 614, as amended, sec. 5, 43 Stat. 651, sec. 5, 45 Stat. 449, sec. 10, 45 Stat. 1224, sec. 4, 48 Stat. 402, as amended, sec. 4, 48 Stat. 451, as amended, sec. 2, 48 Stat. 1270; 5 U.S.C. 22, 16 U.S.C. 685, 725, 690d, 715i, 664, 718(b); 43 U.S.C. 315a.

Subpart A—Surplus Wildlife

§ 31.1 Determination of surplus wildlife populations.

The populations and requirements of wildlife species on wildlife refuge areas shall be determined by population census, habitat evaluation, and other means of ecological study.

§ 31.2 Methods of surplus wildlife population control and disposal.

Upon a determination that wildlife are surplus to a balanced conservation program on any wildlife refuge area, the surplus may be reduced or utilized in accordance with Federal and State law and regulation by:

- (a) Donation or loan to public agencies and institutions.
- (b) Sale to public or private agencies and institutions.
- (c) Commercial harvest of fishery resources.
- (d) Official wildlife control operations.
- (e) Public hunting or fishing.
- (f) Trapping.

Subpart B—Terms and Conditions of Wildlife Reduction and Disposal

§ 31.11 Donation and loan of wildlife specimens.

Wildlife specimens may be donated or loaned to public institutions for purposes of propagation or exhibit. All costs incurred shall be charged to the recipient. Donation or loans of resident species of wildlife will not be made unless the recipient has secured the approval of the State.

§ 31.12 Sale of wildlife specimens.

Surplus wildlife specimens may be sold alive or butchered, dressed and processed subject to Federal and State laws and regulations and the provisions of this part.

§ 31.13 Commercial harvest of fishery resources.

Fishery resources of commercial importance on wildlife refuge areas may be taken under permit in accordance with Federal and State law and regulation.

§ 31.14 Official animal control operations.

(a) Animal species which are surplus or detrimental to the management program of a wildlife refuge area may be taken in accordance with Federal and State laws and regulations by Federal or State personnel or by permit issued to private individuals.

(b) Animal species which are damaging or destroying Federal property within a wildlife refuge area may be taken or destroyed by Federal personnel.

§ 31.15 Public hunting and fishing programs.

The privilege of hunting and fishing may be extended to the general public under the provisions of regulations cited in Parts 32 and 33 of this subchapter.

§ 31.16 Trapping programs.

Persons trapping animals on wildlife refuge areas where trapping has been authorized shall secure and comply with the provisions of a Federal permit issued for that purpose. This permit shall specify the terms and conditions of trapping activity and the rates of charge or the division of pelts, hides, and carcasses. The permittee also shall possess the required State license or permit and shall comply with the provisions of State laws and regulations.

§ 31.17 Disposal of furs and pelts.

The disposition of animals and the pelts or carcasses thereof accruing to the United States through the trapping programs shall be sold by public auction or on the open market unless required for official purposes.

PART 32—HUNTING

Subpart A—General Provisions

- Sec.
32.1 Opening of wildlife refuge areas to hunting.
32.2 General provisions.
32.3 Procedure for publication of special regulations.

Subpart B—Migratory Game Bird Hunting

- 32.11 List of open areas; migratory game birds.
32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

Subpart C—Resident Game Hunting

- 32.21 List of open areas; upland game.
32.22 Special regulations; upland game; for individual wildlife refuge areas.
32.31 List of open areas; big game.
32.32 Special regulations; big game; for individual wildlife refuge areas.

AUTHORITY: §§ 32.1 to 32.32 issued under R.S. 161, as amended, sec. 2, 33 Stat. 614, as amended, sec. 5, 43 Stat. 651, sec. 5, 45 Stat. 449, sec. 10, 45 Stat. 1224, sec. 4, 48 Stat. 402, as amended, sec. 2, 48 Stat. 1270; 5 U.S.C. 22; 16 U.S.C. 685, 725, 690d, 715i, 664; 43 U.S.C. 315a.

Subpart A—General Provisions

§ 32.1 Opening of wildlife refuge areas to hunting.

The opening of a wildlife refuge area to hunting will be dependent upon the provisions of law applicable to the area and upon a determination by the Secretary that the opening of the area to the hunting of migratory game birds, upland game, or big game will be compatible with the principles of sound wildlife management and will otherwise be in the public interest. The opening or closing of wildlife refuge areas to hunting shall be in accordance with the rulemaking requirements of the Administrative Procedure Act (5 U.S.C. 1001-1011). Lands acquired pursuant to the Act of May 18, 1948 (62 Stat. 238, 16 U.S.C. 695) will be opened to hunting only after it has been determined that the major portion of the crops in the vicinity of the area involved have been harvested, that the period of susceptibility of such crops to wildfowl depredation has passed, or that the possibility of these crops being damaged by waterfowl is minor.

§ 32.2 General provisions.

The following provisions shall apply to each person while engaged in public hunting on a wildlife refuge area:

- (a) Each person shall secure and possess the required State license.
- (b) Each person 16 years of age and older shall secure and possess a Migratory Bird Hunting Stamp while hunting migratory waterfowl.
- (c) Each person shall comply with the applicable provisions of Federal law and regulations including this subchapter and the current Federal Migratory Bird Regulations.
- (d) Each person shall comply with the applicable provisions of the laws and regulations of the State wherein any area is located unless further restricted by Federal law or regulation.
- (e) Each person shall comply with the terms and conditions authorizing access or use of the wildlife refuge areas.
- (f) Each person shall comply with the provisions of any special regulations governing hunting on the wildlife refuge area. Such special regulations will be published in the FEDERAL REGISTER and will be available at the headquarters of the wildlife refuge area to which they relate. The special regulations in effect may be had upon request to the Director. A reference to special regulations governing hunting on wildlife refuge areas will be made in §§ 32.12, 32.22, and 32.32, but these special regulations will not be set forth in their entirety in the Code of Federal Regulations.

(e) Each person shall comply with the terms and conditions authorizing access or use of the wildlife refuge areas.

(f) Each person shall comply with the provisions of any special regulations governing hunting on the wildlife refuge area. Such special regulations will be published in the FEDERAL REGISTER and will be available at the headquarters of the wildlife refuge area to which they relate. The special regulations in effect may be had upon request to the Director. A reference to special regulations governing hunting on wildlife refuge areas will be made in §§ 32.12, 32.22, and 32.32, but these special regulations will not be set forth in their entirety in the Code of Federal Regulations.

§ 23.3 Procedure for publication of special regulations.

(a) Special hunting regulations are issued only after determination and publication of the opening of an area to hunting for migratory game birds, upland game, or big-game animals.

(b) Special hunting regulations are issued only after the announcement of applicable annual State and Federal hunting regulations.

PROPOSED RULE MAKING

(c) Special hunting regulations may contain the following items:

(1) Wildlife species which may be hunted.

(2) Seasons.

(3) Bag limits.

(4) Methods of hunting.

(5) Description of areas open to hunting.

(6) Other provisions as required.

(d) Special hunting regulations will not liberalize existing State laws or regulations.

(e) Special regulations are limited to one season and are issued annually and are effective upon publication in the FEDERAL REGISTER or in as many days thereafter as it is practical to allow under the particular circumstances.

(f) Special regulations are subject to change and the public is invited to submit suggestions and comments for consideration at any time.

(g) Special regulations are published in the daily issue of the FEDERAL REGISTER but are not codified in the Code of Federal Regulations.

(h) Special regulations may be amended as needed to meet management responsibility due to unpredictable seasonal variation in wildlife population, habitat conditions, and other changeable factors.

Subpart B—Migratory Game Bird Hunting

§ 32.11 List of open areas; migratory game birds.

The hunting of migratory game birds is authorized on the following wildlife refuge areas in accordance with the provisions of Subpart A of this part and § 32.12.

ALASKA

Aleutian Islands National Wildlife Refuge.
Kenai National Moose Range.
Kodiak National Wildlife Refuge.
Nunivak National Wildlife Refuge.

ARIZONA

Havas Lake National Wildlife Refuge.
Imperial National Wildlife Refuge.

CALIFORNIA

Colusa National Wildlife Refuge.
Havas Lake National Wildlife Refuge.
Imperial National Wildlife Refuge.
Lower Klamath National Wildlife Refuge.
Merced National Wildlife Management Area.
Salton Sea National Wildlife Refuge.
Sutter National Wildlife Refuge.
Tule Lake National Wildlife Refuge.

COLORADO

Monte Vista National Wildlife Refuge.

FLORIDA

Chassahowitzka National Wildlife Refuge.
Loxahatchee National Wildlife Management Area.

IDAHO

Deer Flat National Wildlife Refuge.
Snake River National Wildlife Refuge.

ILLINOIS

Chautauqua National Wildlife Refuge.
Crab Orchard National Wildlife Refuge.
Mark Twain National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish Refuge.

IOWA

Mark Twain National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish Refuge.

KANSAS

Kirwin National Wildlife Management Area.

MINNESOTA

Tamarac National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish Refuge.

MISSISSIPPI

Yazoo Migratory Waterfowl Refuge.

MISSOURI

Mark Twain National Wildlife Refuge.
Swan Lake National Wildlife Refuge.

MONTANA

Bowdoin National Wildlife Refuge.
Fort Peck Game Range.
Medicine Lake National Wildlife Refuge.
Red Rock Lakes Migratory Waterfowl Refuge.

NEVADA

Fallon National Wildlife Refuge.
Ruby Lake National Wildlife Refuge.
Stillwater Wildlife Management Area.

NEW JERSEY

Brigantine National Wildlife Refuge.

NEW MEXICO

Bitter Lake National Wildlife Refuge.

NORTH CAROLINA

Mattamuskeet National Wildlife Refuge.

NORTH DAKOTA

Lower Souris National Wildlife Refuge.

OKLAHOMA

Tishomingo National Wildlife Refuge.

OREGON

Lower Klamath National Wildlife Refuge.
Malheur National Wildlife Refuge.
Snake River National Wildlife Refuge.
Upper Klamath National Wildlife Refuge.

SOUTH DAKOTA

Lacreek National Wildlife Refuge.

UTAH

Bear River Migratory Bird Refuge.
Fish Springs National Wildlife Refuge.

VERMONT

Missisquoi National Wildlife Refuge.

WASHINGTON

Columbia National Wildlife Refuge.
Willapa National Wildlife Refuge.

WISCONSIN

Horicon National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish Refuge.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

Subpart C—Resident Game Hunting

§ 32.21 List of open areas; upland game.

The hunting of upland game is authorized on the following wildlife refuge areas in accordance with the provisions of Subpart A of this part and § 32.22.

ALABAMA

Wheeler National Wildlife Refuge.

ALASKA

Aleutian Islands National Wildlife Refuge.
Kenai National Moose Range.
Kodiak National Wildlife Refuge.
Nunivak National Wildlife Refuge.

ARKANSAS

Big Lake National Wildlife Refuge.
White River National Wildlife Refuge.

CALIFORNIA

Colusa National Wildlife Refuge.
Lower Klamath National Wildlife Refuge.
Merced National Wildlife Management Area.
Sutter National Wildlife Refuge.
Tule Lake National Wildlife Refuge.

COLORADO

Monte Vista National Wildlife Refuge.

FLORIDA

St. Marks National Wildlife Refuge.

GEORGIA

Blackbeard Island National Wildlife Refuge.
Piedmont National Wildlife Refuge.

IDAHO

Deer Flat National Wildlife Refuge.
Snake River National Wildlife Refuge.

ILLINOIS

Crab Orchard National Wildlife Refuge.
Mark Twain National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish Refuge.

IOWA

Mark Twain National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish Refuge.

KANSAS

Kirwin National Wildlife Management Area.

KENTUCKY

Kentucky Woodlands National Wildlife Refuge.

MICHIGAN

Seney National Wildlife Refuge.

MINNESOTA

Tamarac National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish Refuge.

MISSISSIPPI

Noxubee National Wildlife Refuge.
Yazoo Migratory Waterfowl Refuge.

MISSOURI

Mark Twain National Wildlife Refuge.

MONTANA

Fort Peck Game Range.

NEVADA

Fallon National Wildlife Refuge.
Sheldon National Antelope Range.
Stillwater Wildlife Management Area.

NEW MEXICO

Bitter Lake National Wildlife Refuge.

OKLAHOMA

Tishomingo National Wildlife Refuge.

OREGON

Lower Klamath National Wildlife Refuge.
McKay Creek National Wildlife Refuge.
Sheldon National Antelope Range.
Snake River National Wildlife Refuge.

SOUTH CAROLINA

Cape Romain National Wildlife Refuge.

SOUTH DAKOTA

Lacreek National Wildlife Refuge.

TENNESSEE

Reelfoot National Wildlife Refuge.

WASHINGTON

Columbia National Wildlife Refuge.
Willapa National Wildlife Refuge.

WISCONSIN

Horicon National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish
Refuge.§ 32.22 Special regulations; upland
game; for individual wildlife refuge
areas.

§ 32.31 List of open areas; big game.

The hunting of big-game is authorized
on the following wildlife refuge areas in
accordance with the provisions of Sub-
part A of this part and § 32.32.

ALASKA

Aleutian Islands National Wildlife Refuge.
Bering Sea National Wildlife Refuge.
Kenai National Moose Range.
Kodiak National Wildlife Refuge.

ARIZONA

Kofa Game Range.

ARKANSAS

White River National Wildlife Refuge.

DELAWARE

Bombay Hook National Wildlife Refuge.

FLORIDA

St. Marks National Wildlife Refuge.

GEORGIA

Blackbeard Island National Wildlife
Refuge.
Piedmont National Wildlife Refuge.

IDAHO

Camas National Wildlife Refuge.
Deer Flat National Wildlife Refuge.

ILLINOIS

Crab Orchard National Wildlife Refuge.
Mark Twain National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish
Refuge.

IOWA

DeSoto National Wildlife Refuge.
Mark Twain National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish
Refuge.

KENTUCKY

Kentucky Woodlands National Wildlife
Refuge.

MAINE

Moosehorn National Wildlife Refuge.

MASSACHUSETTS

Parker River National Wildlife Refuge.

MICHIGAN

Seney National Wildlife Refuge.

MINNESOTA

Mud Lake National Wildlife Refuge.
Rice Lake National Wildlife Refuge.
Tamarac National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish
Refuge.

MISSISSIPPI

Noxubee National Wildlife Refuge.

MISSOURI

Mark Twain National Wildlife Refuge.

MONTANA

Fort Peck Game Range.
Medicine Lake National Wildlife Refuge.
Red Rock Lakes Migratory Waterfowl
Refuge.

NEBRASKA

De Soto National Wildlife Refuge.

NEVADA

Desert Game Range.
Fallon National Wildlife Refuge.
Sheldon National Antelope Range.
Stillwater Wildlife Management Area.

NEW MEXICO

San Andres National Wildlife Refuge.

NEW YORK

Montezuma National Wildlife Refuge.

NORTH DAKOTA

Arrowwood National Wildlife Refuge.
Des Lacs National Wildlife Refuge.
Long Lake National Wildlife Refuge.
Lostwood National Wildlife Refuge.
Lower Souris National Wildlife Refuge.
Slade National Wildlife Refuge.
Snake Creek National Wildlife Refuge.
Tewaukon National Wildlife Refuge.
Upper Souris National Wildlife Refuge.

OREGON

Hart Mountain National Antelope Range.
Malheur National Wildlife Refuge.
Sheldon National Antelope Range.

SOUTH CAROLINA

Cape Romain National Wildlife Refuge.

SOUTH DAKOTA

Lacreek National Wildlife Refuge.
Sand Lake National Wildlife Refuge.
Waubay National Wildlife Refuge.

VERMONT

Missisquoi National Wildlife Refuge.

WASHINGTON

Columbia National Wildlife Refuge.
Little Pend Oreille National Wildlife
Refuge.
Willapa National Wildlife Refuge.

WISCONSIN

Horicon National Wildlife Refuge.
Necedah National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish
Refuge.

WYOMING

Pathfinder National Wildlife Refuge.

§ 32.32 Special regulations; big game;
for individual wildlife refuge areas.

(Regulations under this section will be
published periodically in the FEDERAL
REGISTER.)

PART 33—SPORT FISHING

Sec.

33.1 Public fishing authorization.

33.2 General regulations.

33.3 Procedure for publication of special
regulations.

33.4 List of open areas; sport fishing.

33.5 Special regulations; sport fishing; for
individual wildlife refuge areas.

AUTHORITY: §§ 33.1 to 33.5 issued under
R.S. 161, as amended, sec. 2, 33 Stat. 614, as
amended, sec. 5, 43 Stat. 651, sec. 5, 45 Stat.
449, sec. 10, 45 Stat. 1224, sec. 4, 48 Stat. 402,
as amended, sec. 2, 48 Stat. 1270; 5 U.S.C. 22;
16 U.S.C. 685, 725, 690d, 7151, 664; 43 U.S.C.
315a.

§ 33.1 Public fishing authorization.

Wildlife refuge areas are opened to
sport fishing except when a determina-
tion has been made that such activity is
detrimental to the objectives for which
the area was established. The opening
or closing of wildlife refuge areas to sport
fishing shall be in accordance with the
rulemaking requirements of the Admin-
istrative Procedure Act (5 U.S.C. 1001-
1011).

§ 33.2 General regulations.

The following provisions shall apply
to each person while engaged in public
sport fishing on a wildlife refuge area:

(a) Each person shall secure and pos-
sess the required State license.

(b) Each person shall comply with the
applicable provisions of Federal law and
regulation including this subchapter.

(c) Each person shall comply with the
applicable provisions of the laws and
regulations of the State wherein any area
is located unless the same are further
restricted by Federal law or regulation.

(d) Each person shall comply with the
terms and conditions authorizing access
and use of the wildlife refuge area.

(e) Each person shall comply with the
provisions of any special regulations
governing fishing on the wildlife refuge
area. Such special regulations will be
published in the FEDERAL REGISTER and
will be available at the headquarters of
the wildlife refuge area to which they
relate. The special regulations in effect
may be had upon request to the Director.
A reference to special regulations gov-
erning fishing on wildlife refuge areas
will be made in § 33.5, but these special
regulations will not be set forth in their
entirety in the Code of Federal Regula-
tions.

§ 33.3 Procedure for publication of spe-
cial regulations.

(a) Special fishing regulations are is-
sued only after determination and pub-
lication of the opening of an area to
fishing.

(b) Special fishing regulations are is-
sued only after the announcement of the
applicable annual State fishing regu-
lations.

(c) Special fishing regulations may
contain the following items:

(1) Species of fish which may be
taken.

(2) Seasons.

(3) Creel limits.

(4) Methods of fishing.

(5) Description of areas open to
fishing.

(6) Other provisions as required.

(d) Special fishing regulations will not
liberalize existing State laws or regu-
lations.

(e) Special regulations are limited to
one season and are issued annually and
are effective upon publication in the
FEDERAL REGISTER or in as many days
thereafter as it is practical to allow
under the particular circumstances.

(f) Special regulations are subject to
change and the public is invited to sub-
mit suggestions and comments for con-
sideration at any time.

(g) Special regulations are published
in the daily issue of the FEDERAL REGISTER

PROPOSED RULE MAKING

but are not codified in the Code of Federal Regulations.

(h) Special regulations may be amended as needed to meet management responsibility due to unpredictable seasonal variation in wildlife population, habitat conditions, and other changeable factors.

§ 33.4 List of open areas; sport fishing.

Sport fishing is authorized on the following wildlife refuge areas in accordance with the provisions of §§ 33.1, 33.2, and 33.5.

ALASKA

Aleutian Islands National Wildlife Refuge.
Bering Sea National Wildlife Refuge.
Kenai National Moose Range.
Kodiak National Wildlife Refuge.
Nunivak National Wildlife Refuge.

ARIZONA

Havas Lake National Wildlife Refuge.
Imperial National Wildlife Refuge.

ARKANSAS

Big Lake National Wildlife Refuge.
White River National Wildlife Refuge.

CALIFORNIA

Colusa National Wildlife Refuge.
Havas Lake National Wildlife Refuge.
Imperial National Wildlife Refuge.

COLORADO

Monte Vista National Wildlife Refuge.

FLORIDA

Loxahatchee National Wildlife Management Area.
St. Marks National Wildlife Refuge.

GEORGIA

Blackbeard Island National Wildlife Refuge.
Okefenokee National Wildlife Refuge.
Piedmont National Wildlife Refuge.
Savannah National Wildlife Refuge.

IDAHO

Deer Flat National Wildlife Refuge.
Minidoka National Wildlife Refuge.

ILLINOIS

Chautauqua National Wildlife Refuge.
Crab Orchard National Wildlife Refuge.
Mark Twain National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish Refuge.

IOWA

De Soto National Wildlife Refuge.
Mark Twain National Wildlife Refuge.
Union Slough National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish Refuge.

KANSAS

Kirwin National Wildlife Management Area.

KENTUCKY

Kentucky Woodlands National Wildlife Refuge.

LOUISIANA

Lacassine National Wildlife Refuge.
Sabine National Wildlife Refuge.

MAINE

Moosehorn National Wildlife Refuge.

MARYLAND

Chincoteague National Wildlife Refuge.

MICHIGAN

Seney National Wildlife Refuge.

MINNESOTA

Rice Lake National Wildlife Refuge.
Tamarac National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish Refuge.

MISSISSIPPI

Noxubee National Wildlife Refuge.

MISSOURI

Mark Twain National Wildlife Refuge.
Mingo National Wildlife Refuge.
Squaw Creek National Wildlife Refuge.
Swan Lake National Wildlife Refuge.

MONTANA

Fort Peck Game Range.
Medicine Lake National Wildlife Refuge.
Nine-Pipe National Wildlife Refuge.
Pablo National Wildlife Refuge.
Pishkun National Wildlife Refuge.
Red Rock Lakes Migratory Waterfowl Refuge.
Willow Creek National Wildlife Refuge.

NEBRASKA

Crescent Lake National Wildlife Refuge.
De Soto National Wildlife Refuge.
North Platte National Wildlife Refuge.
Valentine National Wildlife Refuge.

NEVADA

Desert Game Range.
Ruby Lake National Wildlife Refuge.
Sheldon National Antelope Range.
Stillwater National Wildlife Refuge.

NEW MEXICO

Bitter Lake National Wildlife Refuge.

NORTH CAROLINA

Mattamuskeet National Wildlife Refuge.

NORTH DAKOTA

Arrowwood National Wildlife Refuge.
Des Lacs National Wildlife Refuge.
Lake Ilo National Wildlife Refuge.
Long Lake National Wildlife Refuge.
Lower Souris National Wildlife Refuge.
Tewaukon National Wildlife Refuge.
Upper Souris National Wildlife Refuge.

OKLAHOMA

Salt Plains National Wildlife Refuge.
Tishomingo National Wildlife Refuge.
Wichita Mountains Wildlife Refuge.

OREGON

Cold Springs National Wildlife Refuge.
Hart Mountain National Antelope Range.
Malheur National Wildlife Refuge.
McKay Creek National Wildlife Refuge.
Sheldon National Antelope Range.
Upper Klamath National Wildlife Refuge.

SOUTH CAROLINA

Cape Romain National Wildlife Refuge.
Carolina Sandhills National Wildlife Refuge.
Santee National Wildlife Refuge.
Savannah National Wildlife Refuge.

SOUTH DAKOTA

Lacreek National Wildlife Refuge.
Sand Lake National Wildlife Refuge.
Waybay National Wildlife Refuge.

TENNESSEE

Lake Isom National Wildlife Refuge.
Reelfoot National Wildlife Refuge.

TEXAS

Buffalo Lakes National Wildlife Refuge.
Hagerman National Wildlife Refuge.
Muleshoe National Wildlife Refuge.

UTAH

Bear River Migratory Bird Refuge.

VIRGINIA

Chincoteague National Wildlife Refuge.

WASHINGTON

Columbia National Wildlife Refuge.
Little Pend Oreille National Wildlife Refuge.
McNary National Wildlife Refuge.

WISCONSIN

Horicon National Wildlife Refuge.
Necedah National Wildlife Refuge.
Upper Mississippi River Wild Life and Fish Refuge.

WYOMING

National Elk Refuge.
Pathfinder National Wildlife Refuge.

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

(Regulations under this section will be published periodically in the FEDERAL REGISTER.)

SUBCHAPTER D—MANAGEMENT OF WILDLIFE RESEARCH AREAS

PART 60—PATUXENT WILDLIFE RESEARCH CENTER

Sec.	
60.1	Public use policy.
60.2	Emergency closure.
60.3	Restricted or prohibited acts.
60.4	Enforcement provisions.
60.5	Public access and use.
60.6	Land use management.
60.7	Range and feral animal management.
60.8	Wildlife species management.
60.9	Public hunting in aid of research.
60.10	Public sport fishing in aid of research.

AUTHORITY: §§ 60.1 to 60.10 issued under sec. 10, 45 Stat. 1224, as amended; 16 U.S.C. 7151.

§ 60.1 Public use policy.

The primary purpose of the Patuxent Wildlife Research Center is to provide an outdoor laboratory and other facilities for conducting investigations, tests, and experiments on wildlife diseases, populations, and habitat as a means of providing a sound basis for the administration and management of wildlife resources. In general, public uses of the research center are restricted to those which will contribute to the projects being conducted thereon. Public hunting, fishing, trapping, and recreational activities not provided for in §§ 60.9 and 60.10, are considered to be detrimental to the fulfillment of the objectives of the center.

§ 60.2 Emergency closure.

All or any part of the Patuxent Wildlife Research Center may be closed to public access and use in the event of an emergency endangering life or property.

§ 60.3 Restricted or prohibited acts.

The restricted or prohibited acts enumerated in Part 26 of this chapter are equally applicable to the Patuxent Wildlife Research Center with the exception of §§ 26.5 and 26.6 of this chapter, relating to hunting and fishing, which are treated separately in this part.

§ 60.4 Enforcement provisions.

The enforcement provisions set forth in Part 27 of this chapter are equally applicable to the Patuxent Wildlife Research Center.

§ 60.5 Public access and use.

The public access and use provisions set forth in Part 28 of this chapter are equally applicable to the Patuxent Wildlife Research Center.

§ 60.6 Land use management.

The land use management provisions set forth in Part 29 of this chapter are equally applicable to the Patuxent Wildlife Research Center.

§ 60.7 Range and feral animal management.

The range and feral animal management provisions set forth in Part 30 of this chapter are equally applicable to the Patuxent Wildlife Research Center.

§ 60.8 Wildlife species management.

The wildlife species management provisions set forth in Part 31 of this chapter are equally applicable to the Patuxent Wildlife Research Center.

§ 60.9 Public hunting in aid of research.

The research center may be opened to public hunting, under such conditions and restrictions as may be required, when public hunting activities will facilitate the collection of reliable data for investigations, tests, or experiments. The hunting provisions set forth in Part 32 of this chapter are equally applicable to the Patuxent Wildlife Research Center.

§ 60.10 Public sport fishing in aid of research.

The research center may be opened to public sport fishing, under such conditions and restrictions as may be required, when public sport fishing activities will facilitate the collection of reliable data for investigations, tests, or experiments. The sport fishing provisions set forth in Part 33 of this chapter are equally applicable to the Patuxent Wildlife Research Center.

SUBCHAPTER E—MANAGEMENT OF FISHERIES CONSERVATION AREAS**PART 70—NATIONAL FISH HATCHERIES**

- Sec.
70.1 Purpose.
70.2 State cooperation in national fish hatchery area management.
70.3 Emergency closure.
70.4 Restricted or prohibited acts.
70.5 Enforcement provisions.
70.6 Public access and use.
70.7 Land use management.
70.8 Range and feral animal management.
70.9 Wildlife species management.

AUTHORITY: §§ 70.1 to 70.9 issued under R.S. 161, sec. 4, 48 Stat. 402, as amended; 5 U.S.C. 22; 16 U.S.C. 664.

PART 70—NATIONAL FISH HATCHERIES**§ 70.1 Purpose.**

All national fish hatchery areas are maintained for the fundamental purpose of the propagation and distribution of fish and other aquatic animal life and managed for the protection of all species of wildlife.

§ 70.2 State cooperation in national fish hatchery area management.

State cooperation may be enlisted in management programs including public hunting, fishing and recreation. The details of these programs shall be mutually agreed upon by the Secretary and the head of the appropriate State agency in cooperative agreements executed for the purpose. Persons entering upon a national fish hatchery area shall comply with all regulations issued by the State agency under the terms of the cooperative agreement.

§ 70.3 Emergency closure.

All or any part of a national fish hatchery area may be closed to public access and use in the event of an emergency endangering life or property.

§ 70.4 Restricted or prohibited acts.

(a) The restricted or prohibited acts enumerated in Part 26 of this chapter are equally applicable to national fish hatchery areas with the exception of §§ 26.5 and 26.6 of this chapter, relating to hunting and fishing, which are treated separately in this part.

(b) Fishing, taking, seining, or attempting to fish, take, seine, any fish, amphibian, or other aquatic animal on any national fish hatchery area is prohibited except as may be authorized under the provisions of Part 71 of this chapter.

(c) Hunting, killing, capturing, taking, or attempting to hunt, kill, capture, or take any animal on any national fish hatchery area is prohibited except as may be authorized in the provisions of Part 71 of this chapter.

(d) Distributing spawning fish or fish preparing to spawn in ponds, raceways, streams, lakes, traps, and below traps, ladders, fish screens, fishways and racks is prohibited.

§ 70.5 Enforcement provisions.

The enforcement provisions set forth in Part 27 of this chapter are equally applicable to national fish hatchery areas.

§ 70.6 Public access and use.

The public access and use provisions set forth in Part 28 of this chapter are equally applicable to national fish hatchery areas.

§ 70.7 Land use management.

The land use management provisions set forth in Part 29 of this chapter are equally applicable to national fish hatchery areas.

§ 70.8 Range and feral animal management.

The range and feral animal management provisions set forth in Part 30 of this chapter are equally applicable to national fish hatchery areas.

§ 70.9 Wildlife species management.

The wildlife species management provisions set forth in Part 31 of this chapter are equally applicable to national fish hatchery areas.

PART 71—HUNTING AND FISHING ON NATIONAL FISH HATCHERY AREAS**Subpart A—Hunting**

- Sec.
71.1 Opening of national fish hatchery areas to hunting.
71.2 General provisions.

Subpart B—Fishing

- 71.11 Opening of national fish hatchery areas to fishing.
71.12 General provisions.

AUTHORITY: §§ 71.1 to 71.12 issued under R.S. 161, sec. 4, 48 Stat. 402, as amended; 5 U.S.C. 22, 16 U.S.C. 664.

Subpart A—Hunting**§ 71.1 Opening of national fish hatchery areas to hunting.**

—National fish hatchery areas may be opened to hunting wildlife when such activity is not detrimental to the propagation and distribution of fish or other aquatic wildlife.

§ 71.2 General provisions.

The following provisions shall apply to public hunting on a national fish hatchery area:

(a) Each person shall secure and possess the required State license.

(b) Each person 16 years of age and older shall secure and possess a Migratory Bird Hunting Stamp while hunting migratory waterfowl.

(c) Each person shall comply with the applicable provisions of Federal laws and regulations including this subchapter and the current Federal Migratory Bird regulations.

(d) Each person shall comply with the applicable provisions of the laws and regulations of the State wherein any hatchery is located unless further restricted by Federal law or regulation.

(e) Each person shall comply with the terms and conditions authorizing access and use of the national fish hatchery area.

(f) Each person shall comply with the provisions of any special notices governing hunting on the national fish hatchery area. Such special notices will be posted throughout the area and will be available at the headquarters of the fish hatchery to which they relate.

(1) Special notices are issued only after the announcement of applicable annual State and Federal hunting regulations.

(2) Special notices may contain the following items:

- (i) Wildlife species which may be hunted;
- (ii) Seasons;
- (iii) Bag limits;
- (iv) Methods of hunting;
- (v) Description of areas open to hunting;
- (vi) Other provisions as required.

(3) Special notices will not liberalize existing State law or regulations.

(4) Special notices may be amended as needed to meet management responsibilities for the area.

Subpart B—Fishing**§ 71.11 Opening of national fish hatchery area to fishing.**

National fish hatchery areas may be opened to sport fishing when such activity is not detrimental to the propagation and distribution of fish or other aquatic animal life.

§ 71.12 General provisions.

The following provisions shall apply to public sport fishing on a national fish hatchery area:

(a) Each person shall secure and possess the required State license.

(b) Each person shall comply with the applicable provisions of Federal law and regulation including this subchapter.

(c) Each person shall comply with the applicable provisions of the laws and regulations of the State wherein any area is located unless the same are further restricted by Federal law or regulation.

(d) Each person shall comply with the terms and conditions authorizing access and use of the national fish hatchery area.

(e) Each person shall comply with the provisions of any special notices governing fishing on the national fish hatchery area. Such special notices will be posted throughout the area and will be available at the headquarters of the fish hatchery to which they relate.

(1) Special notices are issued only after announcement of the applicable annual State fishing regulation.

(2) Special notices may contain the following items:

(i) Species of fish which may be taken;

(ii) Seasons;

(iii) Creel limits;

(iv) Method of fishing;

(v) Description of areas open to fishing;

(vi) Other provisions as required.

(3) Special notices will not liberalize existing State law or regulations.

(4) Special notices may be amended as needed to meet management responsibilities for the area.

SUBCHAPTER F—FEDERAL AID TO STATES IN FISH AND WILDLIFE RESTORATION

PART 80—RESTORATION OF GAME BIRDS, FISH, AND MAMMALS

(The text of Part 80 is omitted from this proposed rule making document as there will be no change in the wording of this part in connection with this revision of Title 50.)

Chapter II—Bureau of Commercial Fisheries

SUBCHAPTER A—GENERAL PROVISIONS

PART 201—FIELD ORGANIZATION

Sec.

201.1 Regional and Area Offices.

201.2 Locations of Regional and Area Offices.

AUTHORITY: §§ 201.1 and 201.2 Issued under R.S. 161; 5 U.S.C. 22.

§ 201.1 Regional and Area Offices.

Program operations of the Bureau of Commercial Fisheries are performed at various field installations. Such installations provide activities relating to the following:

(a) *Marine fisheries.* The Bureau conducts biological research on commercially important species of fish, shellfish and mammals off all coasts of the United States, in the high seas and in waters adjacent to territories and possessions.

(b) *Inland fisheries.* The Bureau conducts programs for the maintenance of inland fisheries which are designed to discover ways and means, and make recommendations, on measures for developing the fisheries of the Great Lakes and inland waters in conjunction with the conservation and management of commercial fishery resources.

(c) *Services for commercial fisheries.* The Bureau provides the following services to aid commercial fisheries.

(1) Conducts a market news service for collection and publication of current market information of fishery commodities.

(2) Provides an educational service to encourage the flow of domestic fishery products in commerce.

(3) Provides economic research on cost, employment, labor and prices in the fishing industry.

(4) Collects data on the activities of fishery cooperatives to insure their conformity with the provisions of the Fishery Cooperative Marketing Act.

(5) Conducts surveys to collect, analyze, and disseminate statistics on production, processing, storage, and marketing of fishery products.

(6) Studies the composition, properties and nutritive value of fishery products, byproducts, and development of fish cookery and home-canning methods.

(7) Explores fishing operations to determine the character, extent and availability of resources and to test, devise and demonstrate most effective gear and vessel types.

(8) Conducts investigations to improve and develop methods for handling, processing, preserving, and transporting fishery products and byproducts and otherwise assisting the fishing industry in problems of production and distribution.

(9) Develops voluntary United States standards for fishery products and the performance of inspection services to determine adherence to the standards.

(10) Administers a fishery loan fund for the financing and refinancing of operations, maintenance, replacement, repair and equipment of fishing gear and vessels.

(11) Administers a fishing vessel mortgage insurance program which provides for the insurance of loans and mortgages made in connection with the construction, reconstruction, or reconditioning of fishing vessels.

(12) Provides assistance in cooperation with the Department of Health, Education, and Welfare in the development of vocational training for the benefit of the fisheries industry.

(d) *International agreements and fur-sealing.* The Bureau is responsible for conducting activities relating to international agreements concerning fishery resources. The Bureau is also responsible for activities relating to whales and certain other sea mammals, including the fur-sealing operation, and activities relating to the administration of the Pribilof Islands and their native population.

(e) *Enforcement.* (1) The Bureau has responsibilities in connection with the administration and enforcement of the laws and regulations relating to international agreements.

(2) Field installations are supervised by either a Regional or Area Director who has jurisdiction over Bureau activities in the States encompassed by his Region or Area, unless otherwise stated for a particular matter in the regulations. All persons may secure from the Regional or Area Offices information or make submittals or requests as well as obtain forms and instructions as to the scope and content of papers or reports required of the public.

§ 201.2 Locations of Regional and Area Offices.

The addresses and geographic jurisdictions of the Regional and Area Offices of the Bureau of Commercial Fisheries are as follows:

(a) *Pacific Region—Region 1* (comprising states of Washington, Oregon, Nevada, Idaho, Montana, Wyoming, Utah, Arizona, Colorado, and New Mexico).

Address: Regional Director, 6116 Arcade Building, 1319 Second Avenue, Seattle 1, Wash.

(b) *Gulf and South Atlantic Region—Region 2* (comprising the States of Texas, Louisiana, Mississippi, Alabama, Georgia, Florida, South Carolina, and North Carolina).

Address: Regional Director, Don Ce-Sar Federal Center, Box 6245, St. Petersburg Beach, Fla.

(c) *North Atlantic Region—Region 3* (comprising the States of Virginia, West Virginia, Maryland, Delaware, New Jersey, Pennsylvania, New York, Connecticut, Rhode Island, Massachusetts, New Hampshire, Vermont, and Maine).

Address: Regional Director, Post Office Building, Gloucester, Mass.

(d) *Great Lakes and Central Region—Region 4* (comprising the States of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Arkansas, Wisconsin, Illinois, Tennessee, Kentucky, Indiana, Ohio, and Michigan).

Address: Regional Director, 920 North Main Street, Ann Arbor, Mich.

(e) *Alaska Region—Region 5* (comprised of the State of Alaska).

Address: Regional Director, Juneau Dairies Building, Juneau, Alaska.

(f) *California Area* (comprised of the State of California).

Address: Area Director, California Area, 101 Seaside Avenue, Terminal Island, Calif.

(g) *Hawaii Area* (comprised of the State of Hawaii and waters of the Pacific Ocean).

Address: Area Director, Hawaii Area, Box 3830, Honolulu, Hawaii.

(b) *Gulf and South Atlantic Region—Region 2* (comprising the States of Texas, Louisiana, Mississippi, Alabama, Georgia, Florida, South Carolina, and North Carolina).

Address: Regional Director, Don Ce-Sar Federal Center, Box 6245, St. Petersburg Beach, Fla.

(c) North Atlantic Region—Region 3 (comprising the States of Virginia, West Virginia, Maryland, Delaware, New Jersey, Pennsylvania, New York, Connecticut, Rhode Island, Massachusetts, New Hampshire, Vermont and Maine).

Address: Regional Director, Post Office Building, Gloucester, Mass.

(d) Great Lakes and Central Region—Region 4 (comprising the States of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Arkansas, Wisconsin, Illinois, Tennessee, Kentucky, Indiana, Ohio, and Michigan).

Address: Regional Director, 920 North Main Street, Ann Arbor, Mich.

(e) Alaska Region—Region 5 (comprised of the State of Alaska).

Address: Regional Director, Juneau Dairies Building, Juneau, Alaska.

(f) California Area (comprised of the State of California).

Address: Area Director, California Area, 101 Seaside Avenue, Terminal Island, California.

(g) Hawaii Area (comprised of the State of Hawaii and waters of the Pacific Ocean).

Address: Area Director, Hawaii Area, Box 3830, Honolulu, Hawaii.

PARTS 210-351

(The text of the remainder of the parts in Chapter II—Bureau of Commercial Fisheries and Chapter III—International Regulatory Agencies, is omitted from this proposed rule making document as there will be no change in the wording of these parts in connection with this revision of Title 50. The affected parts may be identified by referring to the cross-reference table set forth earlier in this document.)

[F.R. Doc. 60-7489; Filed, Aug. 11, 1960; 8:45 a.m.]

[50 CFR Part 8]

CERTAIN WATERS WITHIN EXTERIOR BOUNDARY OF WHEELER NATIONAL WILDLIFE REFUGE, ALABAMA

Proposed Designation of Closed Area Under Migratory Bird Treaty Act

Notice is hereby given that pursuant to the authority vested in the Secretary of the Interior, it is proposed to designate an area closed to the hunting of migratory birds, as set forth below. The purpose of this designation is to aid administration of the Wheeler National Wildlife Refuge and to improve the effectiveness of the refuge for the purposes for which it was established by the United States.

It is the policy of the Department of the Interior whenever practicable to afford the public an opportunity to participate in the formulation of proposed rules. Accordingly, interested persons may submit their views, data, or arguments in writing to D. H. Janzen, Director, Bureau of Sport Fisheries and Wildlife, Washington 25, D.C., within 30 days of the date of publication of this notice in the FEDERAL REGISTER.

The text of the proposed designation is set forth below.

ARNIE J. SUOMELA,
Commissioner of Fish and Wildlife.

AUGUST 8, 1960.

By virtue of and pursuant to section 3 of the Migratory Bird Treaty Act of July 3, 1918 (40 Stat. 755), as amended by the Act of June 20, 1936 (49 Stat. 1555), and by virtue of the Reorganization Plan II (53 Stat. 1431), and in accordance with section 4(a) of the Administrative Procedure Act of June 11, 1946 (60 Stat. 238, I, Fred A. Seaton, Secretary of the Interior, having due regard to the zones of temperature and to the distribution, abundance, economic value, breeding habits, and times and lines of migratory flight of migratory birds included in the terms of the Convention between the United States and Great Britain for the protection of migratory birds, concluded August 16, 1916, and the Convention between the United States and the United Mexican States for the protection of migratory birds and game mammals, concluded February 7, 1936, do hereby designate as a closed area in or on which pursuing, hunting, taking, capturing, or killing of migratory birds, or attempting to take, capture, or kill migratory birds is not permitted, said area being identified and described as follows:

All of the area of the bed of the Tennessee River as submerged and the waters thereof in Limestone, Madison, and Morgan Counties, Alabama, not owned by the United States, being the original channel of the River as presently embraced within the exterior boundary of the Wheeler National Wildlife Refuge in sections 22 through 28, 31 through 34, T. 5 S., R. 2 W.; Sections 4, 5, and 6, T. 6 S., R. 2 W.; Sections 28 through 36, T. 5 S., R. 3 W.; Sections 1 through 4, T. 6 S., R. 3 W.; Sections 8, 15, 16, 17, and 21 through 26, T. 5 S., R. 4 W.; more particularly described as follows:

Beginning at the intersection of the centerline of the original channel of the Tennessee River with the southeast right-of-way line of U.S. Highway 31 about ¼ mile northeasterly from the City of Decatur, thence northeasterly with the southeast right-of-way line of U.S. Highway 31 to a point on the original right bank of the Tennessee River, thence up and with the meanders of the original right bank of the Tennessee River in a southeasterly, easterly, and northeasterly direction, approximately 16¾ miles to a point about 1,300 feet east of the west line of Section 24, T. 5 S., R. 2 W., thence southerly to a point in the centerline of the original channel of the Tennessee River, thence upstream and with the said centerline in a southeasterly direction approximately 4,300 feet to a point in the east line of Section 24, T. 5 S., R. 2 W., as measured to the range line south of Wheeler Lake, thence southerly to a point on the left bank of the original channel of the Tennessee River, thence downstream and with the meanders of the left bank of the Tennessee River in a northwesterly, southwesterly, westerly, and northwesterly direction approximately 15 miles to the intersection of said left bank of the Tennessee River with the centerline of the orig-

inal channel of Flint Creek, thence with the centerline of the original channel of Flint Creek northerly to a point where it intersects the centerline of the original channel of the Tennessee River, thence downstream and with the centerline of the original channel of the Tennessee River in a northwesterly direction approximately 3¼ miles to the point of beginning, containing 3,100 acres, more or less.

[F.R. Doc. 60-7516; Filed, Aug. 11, 1960; 8:46 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 903]

[Docket No. AO-10-A24]

MILK IN ST. LOUIS, MO., MARKETING AREA

Notice of Extension of Time for Filing Exceptions to Recommended Decision on Proposed Amendments to Tentative Marketing Agreement and Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given that the time for filing exceptions to the recommended decision with respect to the proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the St. Louis, Missouri, marketing area, which was issued July 28, 1960 (25 F.R. 7246), is hereby extended to September 1, 1960.

Dated: August 9, 1960, Washington, D.C.

F. R. BURKE,
Acting Deputy Administrator,
Agricultural Marketing Service.

[F.R. Doc. 60-7546; Filed, Aug. 11, 1960; 8:49 a.m.]

DEPARTMENT OF LABOR

Office of the Secretary

[29 CFR Part 4]

SETTING UP, ADJUSTING, REPAIRING, OILING, OR CLEANING VARIOUS POWER DRIVEN MACHINES, AS OCCUPATIONS PARTICULARLY HAZARDOUS FOR THE EMPLOYMENT OF MINORS

Notice of Proposed Rule Making Correction

In F.R. Document 60-7375, appearing in the issue for Tuesday, August 9, 1960, at page 7503, make the following changes.

1. In § 4.59, following paragraph (b)
- (2), a line of 5 asterisks should be inserted.

2. In § 4.61, following paragraph (a) (4), a line of 5 asterisks should be inserted.

3. In § 4.62, following paragraph (a) (1), a line of 5 asterisks should be inserted.

4. In § 4.63(b), following the paragraph heading "Definitions", insert the subparagraph designation "(1)".

5. In § 4.63, following paragraph (b), insert a line of 5 asterisks.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 121]

FOOD ADDITIVES

Substances Generally Recognized as Safe; Synthetic Flavorings and Adjuncts

The Commissioner of Food and Drugs, in accordance with the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409, 701(a), 72 Stat. 1785, 52 Stat. 1055; 21 U.S.C. 348, 371(a)), and pursuant to the authority delegated to him by the Secretary of Health, Education, and Welfare (23 F.R. 9500, 25 F.R. 5611), proposes to amend the food additive regulations to exempt certain food additives from the requirement of tolerances by adding to the list of substances generally recognized as safe (21 CFR 121.101) the following items:

§ 121.101 Substances that are generally recognized as safe.

(f) Synthetic flavoring substances that are generally recognized as safe for their intended use, within the meaning of section 409 of the act, are as follows:

Acetaldehyde (ethanal).
Acetoin (acetyl methylcarbinol).
Aconitic acid (equisetic acid, citridic acid, achillic acid).
Anethole (parapropenyl anisole).
Benzaldehyde (benzoic aldehyde).
Brominated vegetable oils.
N-Butyric acid (butanoic acid).
d- or l-Carvone (carvol).
Cinnamaldehyde (cinnamic aldehyde).
Citral (2,6-dimethyloctadien-2,6-di-8, geraniol, neral).
Decanal (N-decylaldehyde, capraldehyde, capric aldehyde, caprinaldehyde, aldehyde C-10).
Diacetyl (2,3-butanedione).
Ethyl acetate.
Ethyl butyrate.
3-Methyl-3-phenyl glycidic acid ethyl ester (ethyl-methyl-phenyl-glycidate, so-called strawberry aldehyde, C-16 aldehyde).
Ethyl vanillin.
Eugenol.
Geraniol (3,7-dimethyl-2,6 and 3,6-octadien-1-ol).
Geranyl acetate (geraniol acetate).
Glycerol (glyceryl) tributyrate (tributyryl, butyryl).
Limonene (d-, l-, and dl).
Linalool (linalol, 3,7-dimethyl-1,8-octadien-3-ol).
Linalyl acetate (bergamol).
1-Malic acid.
Methyl anthranilate (methyl-2-aminobenzoate).

Piperonal (3,4-methylenedioxy-benzaldehyde, heliotropin).
Vanillin.

Any interested person may, within 30 days from the date of publication of this notice in the FEDERAL REGISTER, file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written comments on the proposal or any portion thereof. Such comments should be filed in triplicate.

Dated: August 8, 1960.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 60-7535; Filed, Aug. 11, 1960; 8:48 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Parts 600, 601]

[Airspace Docket No. 60-NY-87]

FEDERAL AIRWAYS, CONTROL AREAS AND REPORTING POINTS

Revocation

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to Parts 600 and 601 of the regulations of the Administrator, the substance of which is stated below.

Red Federal airway No. 13 presently extends from Crystal Lake, Pa., to Providence, R.I. The Federal Aviation Agency has under consideration the revocation of this airway. The Crystal Lake to Providence route appears to be adequately served by a combination of VOR airways which closely parallel or overlie Red 13. Therefore, it appears that the retention of this airway and its associated control areas is unjustified as an assignment of airspace, and that the revocation thereof would be in the public interest. In addition, § 601.4213 relating to reporting points would be revoked.

If this action is taken, Red Federal airway No. 13, its associated control areas and reporting points would be revoked.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Management Division, Federal Aviation Agency, Federal Building, New York International Airport, Jamaica 30, N.Y. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Management Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice

in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Management Division Chief.

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

Issued in Washington, D.C., on August 8, 1960.

J. R. BAILEY,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 60-7512; Filed, Aug. 11, 1960; 8:46 a.m.]

[14 CFR Parts 600, 601]

[Airspace Docket No. 60-WA-136]

FEDERAL AIRWAYS, CONTROL AREAS AND REPORTING POINTS

Modification of Federal Airways and Associated Control Areas; Designation and Revocation of Domestic VOR Reporting Points

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to §§ 600.6023, 600.6025, 600.6208, 601.6023, 601.6025, 601.6208 and 601.7001 of the regulations of the Administrator, the substance of which is stated below.

The Federal Aviation Agency is considering the following actions:

1. VOR Federal airway No. 23 extends, in part, from the San Diego-Lindbergh Field, Calif., TVOR to the Oceanside, Calif., VOR. It is proposed to redesignate this airway segment and its associated control areas, from the San Diego VOR direct to the Oceanside VOR, excluding the portion below 2,000 feet MSL which lies outside the United States.

2. VOR Federal airway No. 25 extends, in part, from the San Diego-Lindbergh Field, Calif., TVOR to the Los Angeles, Calif., VOR including an east alternate from the San Diego-Lindbergh Field TVOR to the Los Angeles VOR via the intersection of the Long Beach, Calif., VORTAC 186° True radial with the Los Angeles VOR direct radial to the San Diego-Lindbergh Field TVOR, the Long Beach VORTAC, the intersection of the Long Beach VORTAC 287° True radial with the Los Angeles VOR direct radial to the San Diego-Lindbergh Field TVOR. It is proposed to redesignate this segment of Victor 25 and its associated control areas, from the San Diego VOR direct to the Los Angeles VOR, including an east alternate from the intersection of the Los Angeles VOR 141° and the Long Beach VORTAC 186° True radials, via the Long Beach VORTAC to the intersection of the Long Beach VORTAC 287°

and the Los Angeles VOR 141° True radials, excluding the portion below 2,000 feet MSL which lies outside the United States.

3. VOR Federal airway No. 208 extends, in part, from the Los Angeles Calif., VOR via the intersection of the Los Angeles VOR 185° and the Oceanside, Calif., VOR 280° True radials to the Oceanside VOR. It is proposed to redesignate this segment of Victor 208, and its associated control areas from the Los Angeles VOR via the intersection of the Los Angeles VOR 185° and the Santa Catalina, Calif., VOR 355° True radials; the Santa Catalina VOR; direct to the Oceanside VOR, excluding the portion below 2,000 feet MSL which lies outside the United States.

4. Concurrently with the above actions, it is proposed to designate the Santa Catalina VOR as a Domestic VOR reporting point and to revoke the Avalon Intersection as a Domestic VOR reporting point.

Realignment of Victor 23 and 25 and their associated control areas as proposed, would provide better enroute navigational guidance by using the San Diego VOR in lieu of the San Diego-Lindbergh Field TVOR. Realignment of Victor 208 and its associated control areas via the Santa Catalina VOR would provide better enroute navigational guidance. The proposed indirect alignment of Victor 208 between Los Angeles and Santa Catalina is necessary to avoid the holding pattern at the San Pedro, Calif., Intersection. Exclusion of those portions of the airways below 2,000 feet MSL which would lie outside the United States would permit the conduct of anti-submarine warfare and other defense exercises without causing interruption to operations along the airways.

If these actions are taken, the segments of VOR Federal airways No. 23, 25 and 208 under consideration and their associated control areas would be redesignated as follows:

1. VOR Federal airway No. 23 from the San Diego, Calif., VOR direct to the Oceanside, Calif., VORTAC, excluding the portion below 2000 feet MSL outside the United States.

2. VOR Federal airway No. 25 from the San Diego, Calif., VOR to the Los Angeles, Calif., VOR including an east alternate from the intersection of the Los Angeles VOR 141° and the Long Beach, Calif., VORTAC 186° True radials to the intersection of the Long Beach VORTAC 287° and the Los Angeles VOR 141° True radial via the Long Beach VORTAC, excluding the portion below 2000 feet MSL outside the United States.

3. VOR Federal airway No. 208 from the Los Angeles, Calif., VOR, via the intersection of the Los Angeles VOR 185° and the Santa Catalina, Calif., VOR 355° True radials; the Santa Catalina VOR; to the Oceanside, Calif., VORTAC, excluding the portion below 2000 feet MSL outside the United States.

The Santa Catalina, Calif., VOR would be designated as a Domestic VOR reporting point and the Avalon, Calif., inter-

section would be revoked as a Domestic VOR reporting point.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Management Field Division, Federal Aviation Agency, 5651 West Manchester Avenue, P.O. Box 90007, Airport Station, Los Angeles 45, Calif. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Management Field Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Management Field Division Chief.

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

Issued in Washington, D.C., on August 8, 1960.

J. R. BAILEY,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 60-7513; Filed, Aug. 11, 1960;
8:46 a.m.]

[14 CFR Part 601]

[Airspace Docket No. 60-LA-71]

CONTROL AREAS AND CONTROL ZONES

Revocation

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 601 of the regulations of the Administrator, the substance of which is stated below.

The Fort Bridger, Wyo., control area extension is designated within 5 miles either side of the 045° True radial of the Fort Bridger VOR extending from the VOR to a point 15 miles northeast and within 5 miles either side of the 346° True radial of the VOR extending from the VOR to a point 25 miles north. The Fort Bridger control zone is designated within a three-mile radius of the Federal Aviation Agency Intermediate Field

and within 2 miles either side of the east course of the Fort Bridger radio range extending 10 miles from the radio range station. The Federal Aviation Agency has under consideration the revocation of both the control area extension and control zone.

In the past six years only one instrument approach has been recorded at the FAA Intermediate Field. The Flight Service Station at this location has been decommissioned, and weather reporting service is not available at this airport. The communications facilities, L/MF range and VOR are remotely controlled from the Rock Springs, Wyo., Flight Service Station. There are no scheduled air carrier operations into the Fort Bridger Airport and it is not used as an alternate. It would appear, therefore, that retention of the control area extension and control zone is unjustified as an assignment of airspace and that revocation thereof would be in the public interest.

If these actions are taken, the Fort Bridger, Wyo., control area extension (§ 601.1442), and the Fort Bridger, Wyo., control zone (§ 601.2049), would be revoked.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Management Field Division, Federal Aviation Agency, 5651 West Manchester Avenue, P.O. Box 90007, Airport Station, Los Angeles 45, Calif. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Management Field Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Management Field Division Chief.

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

Issued in Washington, D.C., on August 8, 1960.

J. R. BAILEY,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 60-7510; Filed, Aug. 11, 1960;
8:46 a.m.]

[14 CFR Part 601]

[Airspace Docket No. 60-FW-48]

CONTROL ZONES**Revocation**

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 601 of the regulations of the Administrator, the substance of which is stated below.

The San Antonio, Texas, control zone (Brooks Air Force Base), is presently designated as the airspace lying one mile west of and three miles east of and parallel to, lines bearing 001° True and 181° True from a point centered on Brooks Air Force Base north-south runway at Lat. 29°20'30" N., Long. 98°26'00" W., extending from this point to points four and one-half miles north and south:

The Department of Air Force has advised the Federal Aviation Agency that the Brooks Air Force Base, San Antonio, Texas, was closed to all flying activity on June 24, 1960, and the control zone

will no longer be required for the protection of aircraft. Therefore, it appears that the retention of the control zone is unjustified as an assignment of airspace and that the revocation thereof would be in the public interest.

If this action is taken, the San Antonio control zone (§ 501.2387), would be revoked.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Management Field Division, Federal Aviation Agency, P.O. Box 1689, Fort Worth 1, Tex. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Management Field Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25,

D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Management Field Division Chief.

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

Issued in Washington, D.C., on August 8, 1960.

J. R. BAILEY,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 60-7511; Filed, Aug. 11, 1960;
8:46 a.m.]

Notices

DEPARTMENT OF STATE

[Public Notice 172]

CERTAIN FOREIGN PASSPORTS

Validity

Under the provisions of section 212 (a) (26) of the Immigration and Nationality Act, a nonimmigrant alien who makes application for a visa or for admission into the United States is required to be in possession of a passport which is valid for a minimum period of six months from the date of expiration of the initial period of his admission into the United States or his contemplated initial period of stay authorizing him to return to the country from which he came or to proceed to and enter some other country during such period. By reason of the foregoing requirement, certain foreign governments have entered into agreements with the Government of the United States whereby their passports are recognized as valid for the return of the bearer to the country of the foreign-issuing authority for a period of six months beyond the expiration date specified in the passport. These agreements have the effect of extending the validity period of the foreign passport an additional six months notwithstanding the expiration date indicated in the passport. Notice is hereby given that the following foreign governments have concluded such an agreement with the Government of the United States:

Austria (Reisepass only), Bolivia, Brazil, Canada, Ceylon, Chile, Colombia, Cuba, Dominican Republic, Ethiopia, Finland, Germany (Reisepass only), Greece (issued in Greece only), Guatemala, Honduras, Iceland, India, Ireland, Israel, Mexico, Monaco, The Netherlands, Pakistan, Peru, Portugal, Spain, Switzerland, United Kingdom, and Venezuela.

This notice supersedes Public Notice 167 of November 6, 1959 (24 F.R. 9348).

Dated: July 27, 1960.

HARRIS H. HUSTON,
*Acting Administrator, Bureau of
Security and Consular Affairs.*

[F.R. Doc. 60-7523; Filed, Aug. 11, 1960;
8:46 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

SYLACAUGA STOCK YARDS ET AL.

Proposed Posting of Stockyards

The Director of the Packers and Stockyards Division, Agricultural Marketing Service, United States Department of Agriculture, has information that the livestock markets named below are stockyards as defined in section 302 of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 202), and should be made subject to the provisions of the act.

No. 157—5

Sylacauga Stock Yards, Sylacauga, Ala.
Searcy Auction Co., Searcy, Ark.
Estes Sales Co., Canton, Ill.
Ute Sale Barn, Ute, Iowa.
Cheyenne Livestock Auction, Cheyenne, Okla.
Easterlings Auction, Creswell, Oreg.
Middle Tennessee Livestock Sales, Lawrenceburg, Tenn.
Farmers and Ranchers Livestock Commission, Denton, Tex.
Palace Sale Barn, Plain, Wis.

Notice is hereby given, therefore, that the said Director, pursuant to authority delegated under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), proposes to issue a rule designating the stockyards named above as posted stockyards subject to the provisions of the act, as provided in section 302 thereof.

Any person who wishes to submit written data, views, or arguments concerning the proposed rule may do so by filing them with the Director, Packers and Stockyards Division, Agricultural Marketing Service, United States Department of Agriculture, Washington 25, D.C., within 15 days after publication hereof in the FEDERAL REGISTER.

Done at Washington, D.C., this 8th day of August 1960.

HOWARD J. DOGGETT,
*Director, Packers and Stockyards
Division, Agricultural Market-
ing Service.*

[F.R. Doc. 60-7547; Filed, Aug. 11, 1960;
8:49 a.m.]

Commodity Stabilization Service

SUGARCANE

Notice of Hearing on Prices in Florida and Designation of Presiding Officers

Pursuant to the authority contained in section 301(c) (2) of the Sugar Act of 1948, as amended (61 Stat. 929; 7 U.S.C. 1131), and in accordance with the rules of practice and procedure applicable to fair price proceedings (7 CFR 802.1 et seq.), notice is hereby given that a public hearing will be held in Clewiston, Florida, in the Sugarland Park Auditorium on September 1, 1960, beginning at 10:00 a.m.

The purpose of this hearing is to receive evidence which may be of assistance to the Secretary of Agriculture in determining pursuant to the provisions of section 301(c) (2) of the Act, fair and reasonable prices for the 1960 crop of sugarcane to be paid, under either purchase or toll agreements, by producers who process sugarcane grown by other producers and who apply for payments under the Act.

In the interest of obtaining the best possible information, all interested persons are requested to appear at the hearing to express their views and pre-

sent appropriate data in regard to prices for sugarcane.

The hearing, after being called to order at the time and place mentioned herein, may be continued from day to day within the discretion of the presiding officers and may be adjourned to a later day or to a different place without notice other than the announcement thereof by the presiding officers.

Ward S. Stevenson and Charles F. Denny are hereby designated as presiding officers to conduct either jointly or severally the foregoing hearing.

Issued this 9th day of August 1960.

LAWRENCE MYERS,
*Director, Sugar Division,
Commodity Stabilization Service.*

[F.R. Doc. 60-7549; Filed, Aug. 11, 1960;
8:50 a.m.]

DEPARTMENT OF COMMERCE

Federal Maritime Board

[Docket No. 881]

GENERAL INCREASES IN ALASKAN RATES AND CHARGES

Notice of Supplemental Order

The Federal Maritime Board, on July 29, 1960, entered the following fifth supplemental order, to the original order in this proceeding dated, January 7, 1960, which appeared in the FEDERAL REGISTER of January 15, 1960 (25 F.R. 364).

It appearing that by the original order, as amended, in Docket No. 881 served January 8, 1960, the Board instituted an investigation into and concerning the reasonableness of the rates, charges, rules, regulations and practices stated in certain schedules between Pacific Coast ports on the one hand, and ports and points in Alaska on the other; and

It further appearing that said original order provides in part that "no change shall be made in the rates or other matters which were changed by said tariff schedules, until this investigation has been terminated by final order of the Board, unless otherwise authorized by special permission of the Board;" and

It further appearing that on July 21, 1960, Puget Sound-Alaska Van Lines, Inc., filed Application No. 4 seeking authority to publish, post and file, on not less than one day's notice, consecutively numbered revised Page Nos. 43, 44 and 45 to Local and Joint Proportional Freight Tariff F.M.B.-F. No. 1 in order to publish reduced rates on "groceries" "Liquors, Alcoholic" and "Liquor, Malt" in Item Nos. 430, 435, 465, and 470.

It further appearing that the Board having found good cause therefor has on July 29, 1960, granted special permission to publish such change on not less than one day's notice under Special Permission No. 3859.

7701

It is ordered, That the original order herein is modified to the extent necessary to permit publication and filing of the change covered by such Special Permission No. 3859; and

It is further ordered, That any rates, charges, regulations and practices set forth in the schedule filed pursuant to such special permission shall be subject to the investigation and hearing herein to the same extent as the rates, charges, regulations and practices under schedule cancelled thereby, and that the special permission granted hereby shall be without prejudice to the Board's determination as to the lawfulness of the rates established pursuant hereto; and

It is further ordered, That copies of this order shall be filed with said tariff schedule in the Office of the Federal Maritime Board, and

It is further ordered, That a copy of this order shall be forthwith served upon all respondents and protestants herein; and that this order be published in the FEDERAL REGISTER.

Dated: August 9, 1960.

By order of the Federal Maritime Board.

JAMES L. PIMPER,
Secretary.

[F.R. Doc. 60-7529; Filed, Aug. 11, 1960;
8:47 a.m.]

Office of the Secretary

WALLACE H. ADAMSON

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests as reported in the FEDERAL REGISTER during the last six months.

- A. Deletions: No change.
- B. Additions: No change.

This statement is made as of July 30, 1960.

Dated: July 30, 1960.

WALLACE H. ADAMSON.

[F.R. Doc. 60-7536; Filed, Aug. 11, 1960;
8:48 a.m.]

FEDERAL AVIATION AGENCY

[Amdt. 28]

ORGANIZATION AND FUNCTIONS

Change in Address of Aircraft Engineering District Office

In accordance with the public information requirements of the Administrative Procedures Act, section 22(b) of the Organization and Functions of the Federal Aviation Agency as published on December 24, 1957 (22 F.R. 10499), is amended to revise the title of all Aircraft Engineering District Offices, to revise the address of an Aircraft Engineering District Office and to announce the closing

of a General Safety District Office in Region One:

1. Revise the title of Aircraft Engineering Officials to read "Engineering and Manufacturing District Offices."

2. Region One, relocation of the Engineering and Manufacturing District Office at Wright Aeronautical Division, Bldg. 2-E-3, Wood-Ridge, New Jersey, to Teterboro Airport, Control Tower, 4th Floor, Teterboro, New Jersey.

3. Region One, the General Safety District Office formerly located at North Annex, Hangar #7, La Guardia Field, New York (P.O. Box 82, N.Y. Airport Station, Flushing, New York), will be discontinued as of September 1, 1960.

Issued in Washington, D.C., on August 8, 1960.

JAMES T. PYLE,
Acting Administrator.

[F.R. Doc. 60-7508; Filed, Aug. 11, 1960;
8:45 a.m.]

ATOMIC ENERGY COMMISSION

CONTRACT POLICY REGARDING FOREIGN PATENTS

Notice of Proposed Revision

The Atomic Energy Commission, at present, acquires foreign and domestic rights in atomic energy inventions resulting from contract work. It is proposed to modify this policy with respect to inventions derived from work performed in privately owned and operated—as distinguished from Government owned or operated—facilities, by permitting the contractor title, with certain limited rights, in any foreign patent when the contractor files for such foreign patent at its own expense. The foreign patents of the contractor would be subject to the terms and conditions as hereinafter set forth in modified paragraph "b" of AEC Manual Chapter 9113.016.

Notice is hereby given that the adoption of the foregoing policy and attached instructions are contemplated. All interested persons who desire to submit written comments and suggestions for consideration in connection with the proposed policy change and manual chapter instruction revision should send the same to the United States Atomic Energy Commission, Germantown, Maryland, attention: Assistant General Counsel for Patents, within 30 days after publication of this notice in the FEDERAL REGISTER.

The policy is embraced within the following instruction which is to be substituted for present paragraph "b" of AEC Manual Chapter 9113.016:

b. If the contract work is to be performed at contractor's own facilities (not Government or Commission owned or Government or Commission contractor operated facilities; where equipment employed in the research and development is Government or Commission owned, or where the facility is practically exclusively dependent upon AEC or Government research and development work, the facility may be considered to be a Government or AEC owned or operated

facility), and the contractor, when reporting an invention, desires to undertake U.S. and foreign filings so as to acquire an irrevocable, non-exclusive, license for all purposes in any U.S. patent resulting therefrom and the title and rights in any resulting foreign patents, subject to the terms and conditions hereinafter provided, the following provisions may be inserted after the word "result" in line 8 of paragraph 1 of each of the foregoing provisions:

provided, however, that if the contractor when furnishing the complete information as to any invention or discovery advises the Commission that the contractor will file at its own expense, subject to security requirements and regulations, a U.S. patent application within six (6) months of reporting, and designated foreign patent applications on such invention or discovery, subject to security requirements and regulations, the contractor shall retain:

(1) A nonexclusive, irrevocable, paid-up license for all purposes in any such U.S. patent application filed by the contractor and any U.S. patent issued thereon, and

(2) The title and rights in any such foreign patent applications or foreign patents secured by the contractor, subject to:

(a) a nonexclusive, irrevocable, paid-up license to the U.S. Government for U.S. Governmental purposes and with the right of the U.S. Government to grant licenses to foreign governments for purposes of use by such foreign governments pursuant to a treaty or agreement with the U.S. Government.

(b) granting, upon request, nonexclusive, royalty-free licenses, to U.S. citizens, and to U.S. corporations when 75 percent of the voting interest is owned by U.S. citizens, for use in the production or utilization of special nuclear material or atomic energy and agreeing to grant to foreign users and purchasers of a U.S. licensee a license to use or sell at a reasonable royalty, and in any event at no greater royalty than contractor has charged its foreign licensees.

(c) the right of the contractor to grant such other licenses as contractor deems in the best national interest.

(1) provided that if the contractor grants any licenses other than as provided in b., above, the same shall be for reasonable royalties or compensation, and

(ii) provided further that if, after five years of the issuance of a particular foreign patent, contractor, its assignee or its licensees cannot demonstrate, upon Commission request, the practical application of the subject matter covered by such foreign patent, the contractor or its assignee shall, at the Commission's request, grant licenses on any such foreign patent to others at reasonable royalties.

Dated at Germantown, Maryland, this 4th day of August 1960.

For the Atomic Energy Commission.

R. E. HOLLINGSWORTH,
Acting General Manager.

[F.R. Doc. 60-7503; Filed, Aug. 11, 1960;
8:45 a.m.]

AEC OWNED FOREIGN PATENTS

Notice of Proposed Policy To Charge Royalties

The Atomic Energy Commission has followed the traditional Government policy of granting free licenses to all on AEC owned U.S. patents. The AEC has granted royalty free licenses to U.S. citizens on AEC owned foreign patents.

The AEC proposes to establish a policy of granting licenses for royalties on AEC owned foreign patents to foreign corporations and foreign nationals in those countries where the foreign government either charges royalties of the U.S. Government or U.S. citizens, or has not established a policy. The royalty licenses to be granted by the AEC may be nonexclusive or exclusive for a period of three to five years (subject to free license grants to the U.S. Government and to U.S. nationals). The licensee would be authorized, with AEC approval, to maintain suits on foreign patents. The AEC policy of granting royalty free licenses to U.S. citizens on AEC owned foreign patents would remain unchanged.

Notice is hereby given that the adoption of the foregoing policy is contemplated. All interested persons who desire to submit written comments and suggestions for consideration in connection with the proposed policy should send them to the United States Atomic Energy Commission, Germantown, Maryland, Attention: Assistant General Counsel for Patents, within 30 days after publication of this notice in the FEDERAL REGISTER.

Dated at Germantown, Maryland, this 4th day of August 1960.

For the Atomic Energy Commission.

R. E. HOLLINGSWORTH,
Acting General Manager.

[F.R. Doc. 60-7504; Filed, Aug. 11, 1960;
8:45 a.m.]

[Docket 60-158]

AMERICAN RADIATOR & STANDARD SANITARY CORP.

Notice of Termination of Facility License

Notice is hereby given that, as requested by the licensee, the Atomic Energy Commission has terminated License No. R-64, issued to American Radiator & Standard Sanitary Corporation, as set forth below.

Date of issuance: August 4, 1960.

For the Atomic Energy Commission.

R. L. KIRK,
Deputy Director, Division of
Licensing and Regulation.

Pursuant to the request of the licensee, License No. R-64 issued to American Radiator and Standard Sanitary Corporation to operate a utilization facility at the Mountain View, California site prior to its export has been terminated effective as of this date. The Commission was notified by the licensee that the operation and testing authorized by the license has been completed and that the facility has been exported.

Dated at Germantown, Maryland, this 4th day of August 1960.

For the Atomic Energy Commission.

R. L. KIRK,
Deputy Director, Division of
Licensing and Regulation.

[F.R. Doc. 60-7505; Filed, Aug. 11, 1960;
8:45 a.m.]

[Docket No. 60-171]

PHILADELPHIA ELECTRIC CO.

Notice of Application for Construction Permit and Utilization Facility License

Please take notice that Philadelphia Electric Company, 1000 Chestnut Street, Philadelphia 5, Pennsylvania, under section 104.b of the Atomic Energy Act of 1954, as amended, has submitted an application for license authorizing construction and operation of a 40 megawatt (electrical) helium-cooled, graphite-moderated nuclear reactor at Peach Bottom, York County, Pennsylvania.

A copy of the application is available for public inspection in the AEC's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Germantown, Md., this 4th day of August 1960.

For the Atomic Energy Commission.

R. L. KIRK,
Deputy Director, Division of
Licensing and Regulation.

[F.R. Doc. 60-7506; Filed, Aug. 11, 1960;
8:45 a.m.]

CIVIL AERONAUTICS BOARD

[Docket 10039]

LAKE CENTRAL AIRLINES, INC.; TEM- PORARY INTERMEDIATE POINTS

Notice of Hearing

Notice is hereby given, pursuant to provisions of the Federal Aviation Act of 1958, as amended, that hearing in the above-entitled proceeding is assigned to be held on August 18, 1960, at 10:00 a.m., local time, in Hearing Room No. 3, Ohio Departments Building, 65 South Front Street, Columbus, Ohio, before Examiner Joseph L. Fitzmaurice.

A second session of the hearing will be held on August 22, 1960, at 10:00 a.m., local time, in the Senate Chambers, Indiana State House, Indianapolis, Indiana.

Dated at Washington, D.C., August 9, 1960.

[SEAL]

FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 60-7543; Filed, Aug. 11, 1960;
8:49 a.m.]

FEDERAL POWER COMMISSION

[Docket No. E-6954]

PACIFIC POWER & LIGHT CO.

Notice of Application

AUGUST 4, 1960.

Take notice that on July 27, 1960, an application was filed with the Federal Power Commission pursuant to section 204 of the Federal Power Act by Pacific Power & Light Company ("Applicant"), a corporation organized under the laws of the State of Maine and doing business in the States of Oregon, Washington, Wyoming, Montana, and Idaho, with its

principal business office at Portland, Oregon, seeking an order authorizing the issuance of \$20,000,000 in principal amount of First Mortgage Bonds. The aforesaid First Mortgage Bonds are to be issued and sold by Applicant under and pursuant to Applicant's presently existing Mortgage and Deed of Trust dated as of July 1, 1947 to Guaranty Trust Company of New York (now Morgan Guaranty Trust Company of New York) and Oliver R. Brooks (Wesley L. Baker, successor), as Trustees, as heretofore supplemented by ten supplemental indentures and as it is proposed to be further supplemented by an Eleventh Supplemental Indenture to be dated as of September 1, 1960. The First Mortgage Bonds are to be dated September 1, 1960, and will bear interest at the rate per annum to be fixed by competitive bidding and will mature on September 1, 1990. Applicant proposes to sell the aforesaid bonds at competitive bidding. Applicant states that said First Mortgage Bonds are to be issued and sold for the purpose of carrying forward its 1960 construction program and for the purpose of repaying all notes to be outstanding at the time of sale of the aforesaid bonds under a Credit Agreement dated as of September 17, 1959, between Applicant and certain banks.

Any person desiring to be heard or to make any protests with reference to said application should on or before the 26th day of August 1960, file with the Federal Power Commission, Washington 25, D.C., petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). The application is on file and available for public inspection.

MICHAEL J. FARRELL,
Acting Secretary.

[F.R. Doc. 60-7514; Filed, Aug. 11, 1960;
8:46 a.m.]

[Docket No. G-20388 etc.]

TENNESSEE GAS TRANSMISSION CO.

Order Permitting Intervention and Fixing Date of Hearing

AUGUST 5, 1960.

Tennessee Gas Transmission Company, Docket Nos. G-20388, G-20389, and G-1922.

Petitions seeking leave to intervene in all of the above-entitled consolidated proceedings were timely filed by the named petitioners on the dates indicated:

Petitioner and Date

Joint petition of The Manufacturers Light and Heat Company, The Ohio Fuel Gas Company, and United Fuel Gas Company—December 29, 1959.

Joint petition of Fuels Research Council, Inc., National Coal Association, United Mine Workers of America, and Anthracite Institute—May 10, 1960.

Joint petition of The East Ohio Gas Company, Hope Natural Gas Company, Lake Shore Pipe Line Co., New York State Natural Gas Corporation, and The Peoples Natural Gas Company—May 10, 1960.

On May 2, 1960, the Massachusetts Department of Public Utilities filed a

notice of intervention in Docket Nos. G-20388 and G-20389.

The Commission finds: It is desirable to allow the petitioners to intervene in this proceeding in order that the petitioners may establish the facts and law from which the nature and validity of their alleged rights and interests may be determined and show what further action may be appropriate under the circumstances in the administration of the Natural Gas Act.

The Commission orders:

(A) The above-named petitioners, be and they are hereby permitted to become interveners in the above-entitled proceedings as requested, subject to the rules and regulations of the Commission: *Provided, however*, That the participation of such interveners shall be limited to matters affecting asserted rights and interests as specifically set forth in said petitions for leave to intervene; *And provided, further*, That the admission of such interveners shall not be construed as recognition by the Commission that they or any of them might be aggrieved because of any order or orders of the Commission entered in this consolidated proceeding.

(B) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, due notice of the applications and consolidation thereof having been given on April 18, 1960, it is further ordered that a hearing be held on September 19, 1960, at 10:00 a.m., e.d.s.t. in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by the applications filed in Docket Nos. G-20388, G-20389, and G-1922.

By the Commission.

MICHAEL J. FARRELL,
Acting Secretary.

[F.R. Doc. 60-7515; Filed, Aug. 11, 1960;
8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

AUGUST 9, 1960.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 36472: *Coal—Ky., Va., and West Va., to South Carolina.* Filed by The Chesapeake and Ohio Railway Company (No. A-40), for interested rail

carriers. Rates on coal, in carloads, from Kentucky, Virginia and West Virginia mine groups, as described in the application, to specified points in South Carolina.

Grounds for relief—Rate relationship with Pelzer, S.C.

Tariffs—Supplement 21 to The Chesapeake and Ohio Railway Company's tariff I.C.C. 13590, and Supplement 17 to Southern Freight Association tariff I.C.C. S-64.

FSA No. 36473: *Iron and steel articles—Hale and Tulsa, Okla., to Tex., and La., points.* Filed by Southwestern Freight Bureau, Agent (No. B-7867), for interested rail carriers. Rates on iron and steel articles, in carloads, as described in the application, from Hale and Tulsa, Okla., to specified points in Louisiana and Texas.

Grounds for relief: Rate relationship with Sand Springs, Okla.

Tariff: Supplement 119 to Southwestern Freight Bureau tariff I.C.C. 4308.

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 60-7524; Filed, Aug. 11, 1960;
8:47 a.m.]

[Notice 363]

MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 9, 1960.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 62699. By order of August 5, 1960, The Transfer Board approved the transfer to W. C. Hargis & Son, Inc., Terre Haute, Ind., of Certificate in No. MC 109786, issued March 21, 1949, to W. C. Hargis and Ralph E. Hargis, a partnership, doing business as W. C. Hargis & Son, Terre Haute, Ind., authorizing the transportation of: No. 4 fuel oil, No. 5 fuel oil, No. 6 fuel oil, liquid asphalts, creosote oils and liquid tar, in bulk, in tank vehicles, over irregular routes, between Robinson, Ill., on the one hand, and, on the other, points in various counties in Indiana; between Terre Haute, Ind., on the one hand, and, on the other, Mt. Vernon, Ill., and Louisville, Ky. Gilbert W. Gambill, Jr., Gambill, Cox, Zwerner & Gambill, 611-

617 Merchants National Bank-Building, Terre Haute, Ind., for applicants.

No. MC-FC 63409. By order of August 5, 1960, The Transfer Board approved the transfer to Dearborn's Motor Express, Inc., 69 Main Street, Exeter, N.H., of the operating rights authorized to Francis M. Walsh, doing business as Dearborn's Motor Express, 69 Main Street, Exeter, N.H., in Certificate No. MC 30508, issued December 30, 1949, authorizing the transportation, over irregular routes, of general commodities, excluding household goods, commodities in bulk, and other specified commodities, between Milton, N.H., and Boston, Mass., between Newburyport, Mass., and Dover, N.H., between Exeter, N.H., and Haverhill, Mass., and general commodities, excluding household goods, commodities in bulk, and other specified commodities, between Farmington, N.H., and Melvin Village, N.H., and between points in York County, Maine, and those in Rockingham and Strafford Counties, N.H., on the one hand, and, on the other, points within five miles of Boston, Mass., and those in Massachusetts on and east of Massachusetts Highway 28 between Boston and the Massachusetts-New Hampshire State line, and household goods, between points in Rockingham and Strafford Counties, N.H., on the one hand, and, on the other, points in Maine, Vermont, Massachusetts, Rhode Island, Connecticut, New York, and New Jersey.

No. MC-FC 63461. By order of August 5, 1960, The Transfer Board approved the transfer to Norman P. St. Germain, doing business as Hebron Trucking Co., 51 Hudson St., South Attleboro, Mass., of Certificate in No. MC 55488, issued March 13, 1941, to Hebron Warehouse & Processing Co., Inc., 169 Knight St., Hebronville, Mass., authorizing the transportation of: Cotton, rayon, and wool waste, cotton mill machinery, parts and supplies, over irregular routes, between points in Connecticut and Massachusetts and along the Massachusetts, Rhode Island, and Connecticut shore line to point of origin.

No. MC-FC 63464. By order of August 5, 1960, The Transfer Board approved the transfer to Williams Transfer Co., a corporation, Eugene, Ore., of the operating rights authorized to Albert M. Bartzat, doing business as Williams Transfer, Eugene, Oregon, in Certificate No. MC 7156, issued November 1, 1950, authorizing the transportation over irregular routes, of household goods, between Eugene, Ore., on the one hand, and, on the other, points in Washington, and of general commodities excluding household goods, commodities in bulk and other specified commodities, between points in Eugene, Ore. Earle V. White, 2130 Southwest Fifth Avenue, Portland 1, Ore., for applicants.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 60-7525; Filed, Aug. 11, 1960;
8:47 a.m.]

CUMULATIVE CODIFICATION GUIDE—AUGUST

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Announcement**CFR SUPPLEMENTS**

(As of January 1, 1960)

The following Supplement is now available:

Title 45, Revised, \$3.75

Previously announced: Title 3 (\$0.60); Titles 4-5 (\$1.00); Title 7, Parts 1-50 (\$0.45); Parts 51-52 (\$0.45); Parts 53-209 (\$0.40); Parts 210-399, Revised (\$4.00); Parts 400-899, Revised (\$5.50); Parts 900-959 (\$1.50); Part 960 to End (\$2.50); Title 8 (\$0.40); Title 9 (\$0.35); Titles 10-13 (\$0.50); Title 14, Parts 1-39 (\$0.65); Parts 40-399 (\$0.75); Part 400 to End (\$1.75); Title 15 (\$1.25); Title 16, Revised (\$6.50); Title 17 (\$0.75); Title 18 (\$0.55); Title 19 (\$1.00); Title 20 (\$1.25); Title 21 (\$1.50); Titles 22-23 (\$0.45); Title 24 (\$0.45); Title 25 (\$0.45); Title 26 (1939), Parts 1-79 (\$0.40); Parts 80-169 (\$0.35); Parts 170-182 (\$0.35); Parts 300 to End (\$0.40); Title 26, Part 1 (\$8 1.01-1.499) (\$1.75); Parts 1 (\$8 1.500 to End)-19 (\$2.25); Parts 20-169 (\$1.75); Parts 170-221 (\$2.25); Parts 222-299 (\$1.75); Part 300 to End (\$1.25); Titles 28-29 (\$1.75); Titles 30-31 (\$0.50); Title 32, Parts 1-399 (\$2.00); Parts 400-699 (\$2.00); Parts 700-799 (\$1.00); Parts 800-999, Revised (\$3.75); Parts 1000-1099, Revised (\$6.50); Part 1100 to End (\$0.60); Title 32A (\$0.65); Title 33 (\$1.75); Title 35, Revised (\$3.50); Title 36, Revised (\$3.00); Title 37, Revised (\$3.50); Title 38 (\$1.00); Title 39 (\$1.50); Titles 40-41, Revised (\$0.70); Title 42, Revised (\$4.00); Title 43 (\$1.00); Title 44, Revised (\$3.25); Title 46, Parts 1-145 (\$1.00); Parts 146-149, Revised (\$6.00); Parts 146-149 (1950 Supp. 1) (\$0.55); Part 150 to End (\$0.65); Title 47, Parts 1-29 (\$1.00); Part 30 to End (\$0.30); Title 49, Parts 1-70 (\$1.75); Parts 71-90 (\$1.00); Parts 91-164 (\$0.45); Part 165 to End (\$1.00); Title 50 (\$0.70); General Index (\$1.00).

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